

I 1235
A21



IFT Chicago Kent

OCT 21 1993

College of Law Library

1993

Illinois Register

Rules of Governmental Agencies

Volume 17, Issue 42 — October 15, 1993

Pages 17593-18270

Index Department
Administrative Code Div.
Springfield, IL
(217) 782-9786

published by
George H. Ryan
Secretary of State



Printed on recycled paper

TABLE OF CONTENTS

PROPOSED RULES

CHILDREN AND FAMILY SERVICES, DEPARTMENT OF	
Educational Services; 89 Ill. Adm. Code 314	17593
EDUCATION, STATE BOARD OF	
Article 34 School & Subdistrict Councils; 23 Ill. Adm. Code 610, Repeal of	17603
Reorganization Committees; 23 Ill. Adm. Code 550, Repeal of	17611
EMPLOYMENT SECURITY, DEPARTMENT OF	
Determination of Unemployment Contributions; 56 Ill. Adm. Code 2770	17628
HIGHER EDUCATION, BOARD OF	
Health Services Education Grants Act; 23 Ill. Adm. Code 1020	17639
POLLUTION CONTROL BOARD	
Information To Be Submitted In A Permit Application; 35 Ill. Adm. Code 812	17644
Procedural Requirements For All Landfills Exempt From Permits; 35 Ill. Adm. Code 815	17649
Procedural Requirements For Permitted Landfills; 35 Ill. Adm. Code 813	17654
Requirements For New Steel & Foundry Industry Wastes Landfills; 35 Ill. Adm. Code 817	17659
Solid Waste; 35 Ill. Adm. Code 807	17703
Solid Waste Disposal: General Provisions; 35 Ill. Adm. Code 810	17709
Standards For Existing Landfills & Units; 35 Ill. Adm. Code 814	17721
Standards for New Solid Waste Landfills; 35 Ill. Adm. Code 811	17730
PUBLIC AID, DEPARTMENT OF	
Medical Payment; 89 Ill. Adm. Code 140	17736
PUBLIC HEALTH, DEPARTMENT OF	
Local Health Departments Program Standards Code; 77 Ill. Adm. Code 615, Repeal of	17741
Local Health Protection Grant Rules; 77 Ill. Adm. Code 615	17798
RACING BOARD, ILLINOIS	
Medication; 11 Ill. Adm. Code 509	17858
REVENUE, DEPARTMENT OF	
Income Tax; 86 Ill. Adm. Code 100	17861
SECRETARY OF STATE	
Lobbyist Registration & Reports; 2 Ill. Adm. Code 560	17877

ADOPTED RULES

CAPITAL DEVELOPMENT BOARD	
Asbestos Abatement Authority Act Procedures; 71 Ill. Adm. Code 500	17908

ADOPTED RULES (CONT'D)

CHILDREN AND FAMILY SERVICES, DEPARTMENT OF

Facility Amusement Funds; 89 Ill. Adm. Code 354, Repeal of	17913
Standards for Department Facilities; 89 Ill. Adm. Code 376, Repeal of	17915

EMPLOYMENT SECURITY, DEPARTMENT OF

Claimant's Availability For Work, Ability To Work & Active Search For Work; 56 Ill. Adm. Code 2865	17917
Claimant's Reason For Separation From Work; 56 Ill. Adm. Code 2840	17929
Claims, Adjudication, Appeals & Hearings; 56 Ill. Adm. Code 2720	17937
Employment; 56 Ill. Adm. Code 2732	17947

NUCLEAR SAFETY, DEPARTMENT OF

Radiation Inspectors & Inspections; 32 Ill. Adm. Code 410	17953
Use of X-Rays in the Healing Arts Including Medical, Dental, Podiatry, & Veterinary Medicine; 32 Ill. Adm. Code 360	17972

PROFESSIONAL REGULATION, DEPARTMENT OF

Optometric Practice Act of 1987; 68 Ill. Adm. Code 1320	18096
---	-------

PUBLIC AID, DEPARTMENT OF

Collections & Recoveries; 89 Ill. Adm. Code 165	18113
---	-------

REVENUE, DEPARTMENT OF

Electronic Filing of Ill. Individual Income Tax Returns; 86 Ill. Adm. Code 105	18118
Payment of Taxes by Electronic Funds Transfer; 86 Ill. Adm. Code 750	18132
Retailers' Occupation Tax; 86 Ill. Adm. Code 130	18142

EMERGENCY RULES

PUBLIC AID, DEPARTMENT OF

Medical Payment; 89 Ill. Adm. Code 140	18152
--	-------

PEREMPTORY RULES

AGRICULTURE, DEPARTMENT OF

Meat & Poultry Inspection Act; 8 Ill. Adm. Code 125	18215
---	-------

NOTICE OF EXPEDITED CORRECTIONS

SAVINGS AND RESIDENTIAL FINANCE, COMMISSIONER OF

Savings Bank Act; 38 Ill. Adm. Code 1075	18223
--	-------

NOTICE OF PUBLIC HEARINGS

AGRICULTURE, DEPARTMENT OF

Animal Diagnostic Laboratory Act; 8 Ill. Adm. Code 110	18245
Bovine Brucellosis; 8 Ill. Adm. Code 75	18246
Definitions; 8 Ill. Adm. Code 20	18247

NOTICE OF PUBLIC HEARINGS (CONT'D)

AGRICULTURE, DEPARTMENT OF (CONT'D)

Diseased Animals; 8 Ill. Adm. Code 85	18248
Equine Infectious Anemia Control; 8 Ill. Adm. Code 116	18249
Feeder Swine Dealer Licensing; 68 Ill. Adm. Code 590	18250
Livestock Auction Markets; 8 Ill. Adm. Code 40	18251
Livestock Dealer Licensing; 68 Ill. Adm. Code 610	18252
Swine Disease Control & Eradication Act; 8 Ill. Adm. Code 105	18253

PUBLIC AID, DEPARTMENT OF

Reimbursement For Nursing Costs For Geriatric Facilities; 89 Ill. Adm. Code 147	18254
---	-------

JOINT COMMITTEE ON ADMINISTRATIVE RULES

Second Notices Received	18256
-----------------------------------	-------

EXECUTIVE ORDERS AND PROCLAMATIONS

PROCLAMATIONS

93-440 Belleville West High School Marching Band/Illinois' Ambassadors Of Goodwill	18259
93-441 Consumers Week	18259
93-442 Dyslexia/Learning Disabilities Month	18260
93-443 Family Business Week	18260
93-444 GFWC Illinois Junior Week	18261
93-445 Perinatal Health Week	18261
93-446 Spirit Of Love Day	18262
93-447 Swoope Month	18262
93-448 Breast Cancer Awareness Month	18263
93-449 Center For Belgian Culture Day	18263
93-450 Dutch-American Heritage Day	18264
93-451 Family Week	18264
93-452 Hispanic/Latino Mental Health Day	18265
93-453 Home Care Week	8265
93-454 Mammography Day	18266
93-455 Peryam And Kroll Week	18266
93-456 Safe Schools Week	18267
93-457 Stamp Collecting Month	18267
93-458 Chinese Double Ten Day	18268
93-459 Family Health Month	18268
93-460 Pet Month	18269

CUMULATIVE INDEX

1993 Index - Issue #42	CI-1
----------------------------------	------

SECTIONS AFFECTED INDEX

1993 Index - Issue #42	SAI-1
----------------------------------	-------

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF PROPOSED RULES

- 1) Heading of Part: Educational Services
- 2) Code Citation: 89 Ill. Adm. Code 314
- 3) Section Numbers:

<u>Proposed Action:</u>	
314.10	New Section
314.20	New Section
314.30	New Section
314.40	New Section
314.50	New Section
314.60	New Section
314.70	New Section
314.80	New Section
314.90	New Section
314.100	New Section
- 4) Statutory Authority: Implementing the Children and Family Services Act (Ill. Rev. Stat. 1991, ch. 23, pars. 5005, 5012 and 5012.1) [20 ILCS 505/5, 505/12 and 505/12.1]
- 5) A Complete Description of the Subjects and Issues Involved:

In December, 1991, the Department entered into a consent decree in a case known as B.H. vs Suter. Among the provisions of that consent decree is a requirement that the Department adopt policies and procedures to ensure that children for whom the Department is legally responsible receive a free, public education comparable to that provided children not in the care of the Department. These proposed rules implement that requirement and include provisions related to educational assessment and planning; authorizations for school activities; tutoring; early intervention and special education services.
- 6) Will these proposed rules replace an emergency rule currently in effect? No
- 7) Does this rulemaking contain an automatic repeal date? No
- 8) Do these proposed rules contain incorporations by reference? No
- 9) Are there any other amendments pending on this Part? No
- 10) Statement of Statewide Policy Objectives: This rulemaking does not create or expand a state mandate as defined in Section 3(b) of the State Mandates Act (Ill. Rev. Stat. 1991, ch. 86, par. 2203) [30 ILCS 805/3].

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF PROPOSED RULES

- 11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking:

Comments on this proposed rulemaking may be submitted in writing for a period of 45 days following publication on this notice. Comments should be submitted to:

Jacqueline Nottingham, Chief
Office of Rules and Procedures
Department of Children and Family Services
406 East Monroe
Springfield, Illinois 62701-1498
Phone: 217/524-1983

TDD/TTY: 217/524-3715

The Department will consider fully all written comments on this proposed rulemaking submitted during the 45-day comment period. Comments submitted by small businesses should be identified as such. No public hearings have been scheduled. Persons who need translation or interpretation services to enable their commentary should request assistance by contacting the Office of Rules and Procedures.
- 12) Initial Regulatory Flexibility Analysis: The Department has determined that these rules do not affect small businesses.
 - A) Date rule was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs:
 - B) Types of small businesses affected:
 - C) Reporting, bookkeeping or other procedures required for compliance:
 - D) Types of professional skills necessary for compliance:

The full text of the Proposed Rules begins on the next page:

TITLE 89: SOCIAL SERVICES
CHAPTER III: DEPARTMENT OF CHILDREN AND FAMILY SERVICES
SUBCHAPTER a: SERVICE DELIVERY

PART 314: EDUCATIONAL SERVICES

Section	Purpose
314.10	Definitions
314.20	Education Policy
314.30	Educational Assessment
314.40	Education Plan
314.50	Special Education
314.60	Pre-School Education
314.70	School Records
314.80	Administrative Case Reviews
314.90	Education Expenses
314.100	

AUTHORITY NOTE: Implementing the Children and Family Services Act (Ill. Rev. Stat. 1991, ch. 23, pars. 5005, 5012 and 5012.1)(20 ILCS 505/5 and 505/12 and 505/12.1).

SOURCE: Adopted at ___ Ill. Reg. ___, effective _____.

Section 314.10 Purpose

Under federal and state laws, children are entitled to a free, public education appropriate to their needs. Those unable to benefit from the education experience without additional supports are entitled to special education services. These rights extend to all children, including those for whom the Department of Children and Family Services is legally responsible. The purpose of these rules is to identify the regular education, special education, and preschool education services which must be provided to children for whom the Department is legally responsible.

Section 314.20 Definitions

"Case Study Evaluation" means the assessment activities performed by the responsible public school district, to determine a child's eligibility for special education services.

"Department" means the Illinois Department of Children and Family Services.

"Disability," as related to special education, means a physical, mental, behavioral, emotional, or learning impairment which substantially limits a child's ability to function in the regular classroom setting. Such impairments may include, but are not limited to, hearing impairment, traumatic brain injury, speech or language impairment, or orthopedic or other physical impairments, mental retardation, and autism.

"Early Intervention (EI) Services" means those developmental/educational, social, and health services provided to developmentally delayed infants and toddlers (0 to 3 years of age) designed to maximize their development and eventual independence. Early intervention services include, but are not limited to: speech and language services, occupational therapy, physical therapy, social work, case management, medical/health services, psychological services, and transition services. Early intervention programs may serve children who are developmentally delayed, have conditions that typically result in delay, or are at risk of substantial developmental delay.

"Education Assessment" means an ongoing process by which a caseworker reviews the child's education history and identifies current educational needs for further assessment by a public school district or early intervention program.

"General Education Development or GED Programs" means those programs provided by school districts and community colleges to prepare students for a high school equivalency certificate.

"ISBE" means the Illinois State Board of Education.

"Individualized Education Plan/Program (IEP)," means the document prepared by the public school district as a result of a multidisciplinary conference (MDC) which identifies the specific special education services, class placement, and related services that will be provided to a child. The IEP also includes education goals, and service frequency, quantity and duration. The services delineated in the child's IEP are

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF PROPOSED RULES

based on the results of the multidisciplinary conferences conducted by the public school district.

"Initial Health Screening" means a screening conducted by a physician or other provider qualified under Illinois law to furnish primary medical and health services. The initial health screening shall be completed within 24 hours of temporary protective custody and shall be of sufficient scope to permit the Department to ascertain enough about the current health of the child to identify:

- any health needs requiring immediate attention, and
- any health information needed to make an informed placement decision.

"Multidisciplinary Conference (MDC)" means a meeting of personnel from various disciplines, including but not limited to psychology, education, social work, health, etc., to determine a child's eligibility for special education services based on the case study evaluation.

"Pre-Kindergarten Programs for Children at Risk of Academic Failure (Pre-K)" means discretionary, developmentally appropriate, education programs provided by school districts to children ages 3 to 5 who do not qualify for early childhood special education, but who are at risk of academic failure. Pre-kindergarten program components include: screening, education, parental involvement and evaluation.

"Special Education" means specific, unique instructional and related services provided by the public school district to children ages 3 to 21 with disabilities. These services are to be delineated in the child's individualized educational plan, and may be provided in a variety of regular and special education classroom settings.

"Surrogate Parent" means a person (generally the foster parent or relative caretaker) appointed by the Illinois State Board of Education to serve as the ward's educational advocate. The surrogate parent has the authority to sign the request for case study evaluation, consent for the case study evaluation, initial educational placement, and educational reevaluations for Department wards. The surrogate parent is also the person authorized to access the Illinois State Board of

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF PROPOSED RULES

Education due process system for children for whom the Department is legally responsible.

"Tutoring Services" means child specific, one-on-one or group instructional services designed to support and supplement the child's educational growth and development. These services are generally provided to address some type of academic problem (i.e., failing grade(s), class deficiency report(s), behind in grade level).

Section 314.30 Education Policy

- a) The Department shall make reasonable efforts to ensure that all children in Department custody are enrolled in school within two school days after being taken into custody, or being moved to a new placement requiring a change in schools. In no event will any child remain unenrolled by the Department for more than five school days. These reasonable efforts shall include, but are not limited to: requesting school records from previous schools, assisting the caretaker in the enrollment process, and arranging for transportation.
- b) The Department shall make a determination as to whether it is in the best interest of the child to continue enrollment in the current school, even though the child has been moved to a placement outside of the school district. If the child is enrolled in a special education program, the Department shall ask the current school to convene immediately an IEP conference to determine whether the child should continue in the current school. If it is determined that the child should remain in the current school, the Department will advocate with the appropriate school district or other appropriate governmental entity for the provision of transportation to maintain such a ward in his/her current school. Where a change of school would cause serious educational or emotional harm to the child, the Department shall assure the provision of transportation to maintain the child in his or her school.
- c) Foster parents or other caregivers shall be responsible for giving consents for the following school related activities: field trips within the state of Illinois, routine social events, school enrollment, sporting events, and cultural events. For other situations that arise which require a consent from a child's parent or guardian, the Department shall be contacted. For situations relating to special education services, the Department and the surrogate parent must be contacted.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF PROPOSED RULES

Surrogate parents appointed by Illinois State Board of Education are the only persons authorized to provide consent to special education services.

- d) Children for whom the Department is legally responsible who are eligible for special education services are entitled to receive the protections, services, and due process provided under state and federal laws. The Department shall make all reasonable efforts to ensure that such children are classified as eligible for special education services only in accordance with mandated case study evaluation practices provided under state and federal law (20 U.S.C. Sec. 1400 et seq., Individuals with Disabilities Education Act and 23 Ill. Adm. Code 226, Special Education).
- e) Children for whom the Department is legally responsible shall not be deprived of planned family or sibling visitation or other family contact as punishment for school performance or for conduct at school.
- f) Children for whom the Department is legally responsible shall not be enrolled in GED programs in lieu of enrollment in a regular secondary school program.
- g) Tutoring services shall not be used in lieu of school attendance except where indicated by an exercise of judgement by an educational, psychological, developmental or medical professional and documented in the child's individualized education plan.

Section 314.40 Educational Assessment

- a) The Department will provide an educational assessment for all children entering Department custody. This assessment, part of the comprehensive assessment, shall be completed sufficiently in advance of the case plan to incorporate the contents of the assessment into the case plan. If an equivalent evaluation is being used, the written results of this assessment may be received after preparation of the case plan, but in no event more than 60 days after DCFS receives court-ordered temporary custody. The educational assessment shall include the following minimum components:

- 1) identification of the child's current school and grade level;

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF PROPOSED RULES

- 2) the child's educational history (including a determination if the child has in the past, or is currently, receiving any early intervention, pre-kindergarten, or special education services);
- 3) an identification of educational goals, educational needs, identifiable educational problem(s), the need for a case study evaluation; and
- 4) a review of the child's medical history, and medical screening report, including results of initial vision and hearing screening.
- b) The educational assessment shall include any additional testing, evaluations, or screenings that may be appropriate, provided, however, that any special education needs shall be assessed and met in conformity with applicable state and federal law (20 U. S. C. Sec. 1400 et seq., Individuals with Disabilities Education Act, and 23 Ill. Adm. Code 226, Special Education).

Section 314.50 Education Plan

- a) The Department shall prepare an education plan (as part of the client service plan) for each child in custody. The education plan shall assure that a child, while in Department custody, receives a public education of a kind and quality comparable to the public education provided to children not in Department custody. The education plan shall be completed within 30 days of court-ordered temporary custody.
- b) If the child three and over is not currently enrolled in school, the plan shall provide for when and how the child will be enrolled, and how the child's educational needs will be met prior to such enrollment. Children should be enrolled within two days after entering Department custody or being moved to a new placement requiring a change in schools. In no event will any child remain unenrolled by the Department for more than five school days.
- c) The education plan shall contain the following minimum information:
 - 1) Identification of the school in which the child is enrolled;
 - 2) How each specific educational problem, need, or goal (as identified in the educational assessment) will be addressed; and

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF PROPOSED RULES

- 3) What, if any, services or other supports will be needed, and how such services or supports will be provided.
- d) The education plan shall be re-evaluated every six months in conjunction with the client service plan.

Section 314.60 Special Education

- a) It is expected that children for whom the Department is legally responsible will be classified as eligible for special education services only in accordance with mandated case study evaluation practices and multidisciplinary conferences provided under state and federal law. Furthermore, no child should be considered or determined eligible for special education programs solely on the basis of his or her placement or other living arrangement, or the fact that he or she is in the custody or guardianship of the Department of Children and Family Services.
- b) Children for whom the Department is legally responsible who are eligible for or receiving special education services are entitled to have a surrogate parent appointed for them by the Illinois State Board of Education (ISBE) to serve as their educational advocate.

Section 314.70 Pre-school Education

The Department will ensure that children for whom the Department is legally responsible receive the same access to pre-school education programs as would be available to eligible children not in the custody of the Department. In meeting this obligation, the Department shall make all reasonable efforts to enroll all wards meeting the enrollment criteria of individual pre-school education programs available at no cost or at nominal cost to the Department.

Section 314.80 School Records

Individual child case records shall contain current information concerning the child's school and progress in school, educational history, basic educational screening, and shall contain copies of the child's individualized educational plans. The Department shall ensure that a current immunization record is contained in the case record or health passport for each child, and will ensure that a current immunization record is promptly available to personnel responsible for enrolling the child in school.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF PROPOSED RULES

Section 314.90 Administrative Case Reviews

- a) The initial administrative case review conducted pursuant to 89 Ill. Adm. Code 305, Client Service Planning, shall include the following:
 - 1) a determination as to whether an education plan has been developed for the child;
 - 2) a determination as to whether the child is currently enrolled in school;
 - 3) if the child is not currently enrolled in school, a determination whether there is adequate documentation of the reasons why the child was not enrolled in school and what other plans have been made to ensure that the child receives an appropriate education; and
 - 4) a determination whether the educational screening required by this Part has been completed.
- b) At each subsequent administrative case review, the following items shall be considered:
 - 1) the current educational status of the child, including the progress made on the education plan;
 - 2) any information received from the teacher(s) for the child with regard to the child's current educational status;
 - 3) identification of educational concerns and the need for support services.

Section 314.100 Education Expenses

The Department shall ensure the provision of education related services outside the mandated responsibility of public school districts or the Illinois State Board of Education. Foster parents shall not bear the financial burden of any charges associated with a child's education.

STATE BOARD OF EDUCATION

NOTICE OF PROPOSED REPEALER

1) Heading of the Part: Article 34 School and Subdistrict Councils

2) Code Citation: 23 Ill. Adm. Code 610

3) Section Numbers: Proposed Action:

610.10 Repeal
610.20 Repeal
610.30 Repeal
610.40 Repeal
610.50 Repeal
610.60 Repeal

4) Statutory Authority: Ill. Rev. Stat 1991, ch. 122, par. 2-3.6 (105 ILCS 5/2-3.6).

5) A Complete Description of the Subjects and Issues Involved:
This entire Part is being repealed. The councils described herein have been replaced by local school councils established pursuant to P.A. 85-1418.

6) Will this proposed rule replace an emergency rule currently in effect? No.

7) Does this rulemaking contain an automatic repeal date? No.

8) Does this proposed repealer contain incorporations by reference? The rules do not contain an incorporation by reference under Section 5-75 of the Illinois Administrative Procedure Act.

9) Are there any other proposed amendments pending on this Part? No.

10) Statement of Statewide Policy Objectives: This rulemaking will not create or enlarge a state mandate.

STATE BOARD OF EDUCATION

NOTICE OF PROPOSED REPEALER

11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Written comments may be submitted within 45 days of the publication of this notice to:

Sally Vogl
Agency Rules Coordinator
Illinois State Board of Education
100 North First Street
Springfield, Illinois 62777
(217) 782-3950

12) Initial Regulatory Flexibility Analysis: This rulemaking will not affect small businesses.

The full text of the Proposed Repealer begins on the next page:

STATE BOARD OF EDUCATION

NOTICE OF PROPOSED REPEALER

TITLE 23: EDUCATION AND CULTURAL RESOURCES
 SUBTITLE A: EDUCATION
 CHAPTER I: STATE BOARD OF EDUCATION
 SUBCHAPTER O: MISCELLANEOUS

PART 610

ARTICLE 34 SCHOOL AND SUBDISTRICT COUNCILS

Section

610.10 Definitions
 610.20 Purpose
 610.30 Chicago Board Information
 610.40 General Requirements for all Councils
 610.50 School Council Activities
 610.60 District Council Activities

AUTHORITY: Implementing Sections 34-18a and 34-18b and authorized by Section 2-3.6 of The School Code (Ill. Rev. Stat. 1985, ch. 122, pars. 34-18a, 34-18b, and 2-3.6).

SOURCE: Emergency rules adopted at 10 Ill. Reg. 337, effective December 23, 1985, for a maximum of 150 days; adopted at 10 Ill. Reg. 10561, effective June 3, 1986; Part repealed at ____ Ill. Reg. ____, effective ____.

Section 610.10 Definitions

"Attendance Center(s)" means a school building or attendance area containing more than one school building for which a principal has been assigned administrative responsibility pursuant to Section 34-8.1 of The School Code (Ill. Rev. Stat. 1985, ch. 122, par. 34-8.1), and which school building or attendance area is included in the annual budget issued by the Board.

"Board" means the School Board of the City of Chicago School District #299.

"Days" means calendar days.

"Discretionary Fund" means and includes: the funds so designated within the annual budget of the Board for use by Attendance Center principals and, in a separate line item, for use by District Superintendents; and other funds, maintained by an Attendance Center principal or District Superintendent, that may be expended for any purpose solely at the discretion of the principal or District Superintendent, including when or how

STATE BOARD OF EDUCATION

NOTICE OF PROPOSED REPEALER

expenditures shall be made within line items of appropriation such as textbooks or supplies, but excluding decisions involving specific personnel.

"District Council(s)" means the subdistrict council(s) established pursuant to Section 34-18a of The School Code (Ill. Rev. Stat. 1985, ch. 122, par. 34-18a).

"District Superintendent" means the chief administrative officer of a subdistrict created by the Board pursuant to Section 34-18(7) of The School Code (Ill. Rev. Stat. 1985, ch. 122, par. 34-18(7)).

"Registered Delegates" means the two (2) persons elected by the School Council, or where there is a School Council and a PTA or parents club, the one (1) person elected by the School Council and the one (1) person elected by the PTA or parents' club, to serve on its District Council.

"School Council(s)" means the Attendance Center councils established pursuant to Section 34-18b of The School Code (Ill. Rev. Stat. 1985, ch. 122, par. 34-18b).

"Supervisory Engineer's Contingency Funds" means and includes the funds so designated within the annual budget of the Board.

Section 610.20 Purpose

These rules establish guidelines for the activities of the District and School Councils created by Sections 34-18a and 34-18b of The School Code.

Section 610.30 Chicago Board Information

- a) By December 1 of each fiscal year, the Board or its designee shall provide in writing to the State Board of Education a list of the School Councils established by the Board pursuant to Section 34-18b of The School Code, including the name of each Council's chairperson; and a list of the District Councils established pursuant to Section 34-18a of The School Code, including the name of each District Council's chairperson.

- b) The Board or its designee shall annually prepare and disseminate to each Attendance Center and District Superintendent a list identifying the discretionary funds, as defined in Section 610.10 of this Part,

STATE BOARD OF EDUCATION

NOTICE OF PROPOSED REPEALER

allocated to each Attendance Center and District Superintendent. All Council meetings shall be subject to the provisions of the Open Meetings Act (Ill. Rev. Stat. 1985, ch. 102 par. 41 et seq.).

Section 610.40 General Requirements for all Councils

- a) At the beginning of each school year each Council shall have prepared and made public within its jurisdiction a schedule of all regular meetings, including the dates, time and location of said meetings (Ill. Rev. Stat. 1985, ch. 102, par. 42.03), and each Council's policy on public participation in such meetings.
- b) Any statutory power or duty assigned to a Council shall be implemented by the adoption of a motion or resolution taken by calling the ayes, nays and abstentions of Council members, except that any Council motion or resolution to disapprove a proposed expenditure of money or the creation of a financial obligation from a discretionary fund, as defined in Section 610.10 of this Part, shall be voted upon by counting and recording a show of hands reflecting the ayes, nays and abstentions of the Council members. In the case of a tie vote, the motion or resolution to disapprove shall be deemed to have failed.
- c) Council motions or resolutions shall be adopted by majority vote. A majority vote shall consist of a majority of the quorum to be defined in each Council's bylaws adopted pursuant to Sections 34-18a and 34-18b of The School Code and subsection (g) of this Section.
- d) For the annual vote conducted by a School Council on its Attendance Center's budget as required in Section 34-18b(2) of The School Code, a majority vote means a number that is more than fifty percent (50%) of the persons who are eligible to vote as specified in Section 34-18b of The School Code and who also attend the meeting and vote on the proposed budget. In the event of a tie, the proposed budget shall be deemed to have been rejected.
- e) A record shall be taken of all proceedings at regular and special meetings of each Council, including votes on all actions of each Council. Minutes shall be prepared and submitted in draft form to Council members in advance of the date at which the minutes shall be

STATE BOARD OF EDUCATION

NOTICE OF PROPOSED REPEALER

considered for corrections, changes, additions, and final approval. Minutes shall include: a description of topics discussed or issues raised; a summary of the discussion on the items; the conclusions reached, and/or the actions to be taken by whom and when.

- f) Each Council shall maintain a list of those persons and organizations wishing to receive copies of the printed agenda of the Council's regular meetings, and notices of special meetings. An individual shall request, in writing to a Council chairperson, that his/her name be included on such mailing list. The Chairperson of each Council shall have mailed to organizations and persons on the Council's mailing list not later than three days in advance of such meetings copies of the agenda for the next regular meeting and notices of special meetings. Each Council shall retain copies of its agenda and make these available to interested parties upon request.

- g) The bylaws of each Council shall specify:

- 1) members, qualifications, and procedures for filling vacancies;
- 2) officers and their terms of office and duties;
- 3) quorum requirements and voting procedures (i.e., majority, tie-breaking);
- 4) procedural rules (e.g., "Robert's Rules of Order"); and
- 5) the method for amending the Council's bylaws.

Section 610.50 School Council Activities

- a) Each School Council shall elect two (2) delegates to the District Council when the School Council is the only parents' organization. Where there is a separate PTA or parents' club, the School Council shall elect one (1) delegate and the PTA or parents' club shall elect one (1) delegate. The names of the elected delegates shall be submitted in writing, by the chairperson of the organization(s) electing them, to the District Superintendent within five (5) days of their election. The District Superintendent shall

STATE BOARD OF EDUCATION

NOTICE OF PROPOSED REPEALER

enter the names on a list of registered delegates to the District Council.

- b) Each School Council shall conduct the annual vote on its Attendance Center's proposed budget pursuant to Section 34-18b(2) of The School Code.
- 1) By March 1 of each year, each School Council shall adopt and publish procedures for the annual vote, including:
- A) the types of eligible voters, as specified in Section 34-18b(2) of The School Code;
 - B) the form and content of the ballot;
 - C) the time period during which ballots shall be cast at the meeting; and
 - D) the types of evidence that will be accepted to determine a person's eligibility to vote.
- 2) The results of the voting shall be communicated via telephone call to the District Superintendent's office by the School Council chairperson or his/her designee within forty-eight (48) hours of the close of balloting, and in writing within (5) days of the voting.
- 3) When the budget is rejected by a simple majority or a tie vote of those voting, each School Council shall conduct a second meeting within the time period and for the purpose specified in Section 34-18b(2) of The School Code.
- c) Each School Council shall adopt a procedure for its review and action on proposed expenditures or obligations from the principal's discretionary fund. Such procedures shall provide that if the Council fails to adopt a motion to disapprove a proposed expenditure or obligation within thirty (30) days of the date specified in a written proposal submitted to the Council by the principal, then the proposed expenditure or obligation shall be deemed to be acceptable.
- d) School Councils shall exercise their power and duty to submit recommendations to the District Superintendent and the Board concerning the employment of the building

STATE BOARD OF EDUCATION

NOTICE OF PROPOSED REPEALER

principal, teachers, other administrators, and the building curriculum only after carrying out the following activities.

- 1) Persons affected by the subject of a potential School Council recommendation shall be given written notice of this fact, which notice shall include at least a ten (10) day period in which such persons may present written advice and recommendations to the Council.
- 2) The School Council shall conduct at least two consecutive meetings concerning any recommendations pursuant to its powers under subsection (d) of this Section. The first of these meetings shall be for discussion of the recommendation(s); final action may be taken only at the second meeting.
- Section 610.60 District Council Activities
- a) Each District Council, shall adopt a procedure for its review and action on proposed expenditures or obligations from the District Superintendent's discretionary fund and from the Supervisory Engineer's contingency fund. Such procedures shall provide that if the District Council fails to adopt a motion to disapprove a proposed expenditure from either of these funds within thirty (30) days of the date specified in a written proposal submitted to the District Council by the District Superintendent, then the proposed expenditure or obligation shall be deemed to be acceptable.
- b) Each District Council, in cooperation with the District Superintendent, shall annually adopt a procedure by which the District Superintendent may receive the District Council's advice as to the setting of District priorities, including budget development, inservice training for staff, educational policy, and the policy on student attendance and discipline.

- 1) Heading of the Part: Reorganization Committees

2) Code Citation: 23 Ill. Adm. Code 550

3)

<u>Section Numbers:</u>	<u>Proposed Action:</u>
550.50	Repeal
550.100	Repeal
550.200	Repeal
550.300	Repeal
550.400	Repeal
550.500	Repeal
550.600	Repeal
550.700	Repeal

4) Statutory Authority: Ill. Rev. Stat. 1991, ch. 122, par. 1502-1 et seq. (105 ILCS 220/1 et seq.).

5) A Complete Description of the Subjects and Issues Involved:
This entire Part is being repealed. All of the activities contemplated in these rules have been completed and these rules are no longer necessary.

6) Will this proposed rule replace an emergency rule currently in effect? No.

7) Does this rulemaking contain an automatic repeal date? No.

8) Does this proposed repealer contain incorporations by reference? The rules do not contain an incorporation by reference under Section 5-75 of the Illinois Administrative Procedure Act.

9) Are there any other proposed amendments pending on this Part? No.

10) Statement of Statewide Policy Objectives: This rulemaking will not create or enlarge a state mandate.
- 11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Written comments may be submitted within 45 days of the publication of this notice to:

Sally Vogl
Agency Rules Coordinator
Illinois State Board of Education
100 North First Street
Springfield, Illinois 62777
(217) 782-3950

12) Initial Regulatory Flexibility Analysis: This rulemaking will not affect small businesses.
The full text of the Proposed Repealer begins on the next page:

STATE BOARD OF EDUCATION

NOTICE OF PROPOSED REPEALER

TITLE 23: EDUCATION AND CULTURAL RESOURCES

SUBTITLE A: EDUCATION

CHAPTER I: STATE BOARD OF EDUCATION

SUBCHAPTER O: MISCELLANEOUS

PART 550

REORGANIZATION COMMITTEES

Section	Definitions
550.50	Committee Formation
550.100	Manual of Committee Procedures
550.200	Provisions for the Use of State Funds
550.300	Content and Minimum Standards for Reorganization Plan
550.400	Hearings
550.500	Plan Submission and Approval
550.600	Election Procedures
550.700	

AUTHORITY: Implementing and authorized by the 1985 School District Reorganization Act (Ill. Rev. Stat. 1985, ch. 122, par. 1502-1 et seq., as amended by P. A. 84-1115, effective March 20, 1986).

SOURCE: Emergency rules adopted at 9 Ill. Reg. 14727, effective September 16, 1985, for a maximum of 150 days; emergency amendment at 9 Ill. Reg. 16994, effective October 21, 1985 for a maximum of 150 days; adopted at 10 Ill. Reg. 7763, effective April 30, 1986; emergency amendment at 10 Ill. Reg. 9655, effective May 16, 1986, for a maximum of 150 days; amended at 10 Ill. Reg. 19064, effective October 29, 1986; Part repealed at _____, effective _____.

NOTE: Capitalization indicates statutory language.

Section 550.50 Definitions

"Act" means the 1985 School District Reorganization Act (Ill. Rev. Stat. 1985, ch. 122, par. 1502-1 et seq., as amended by P.A. 84-1115, effective March 20, 1986).

"Committee" means the Educational Service Region Reorganization Committees established and operated pursuant to the Act and this Part.

"Days" means calendar days.

STATE BOARD OF EDUCATION

NOTICE OF PROPOSED REPEALER

"plan" means the reorganization plan developed and submitted by each Committee to the State Committee (i.e., the State Board of Education) pursuant to the Act and this Part.

"State Committee" means the State Board of Education.

Section 550.100 Committee Formation

a) General Requirements for all Committees

- 1) All meetings conducted for the purpose of electing members of the Committee shall be conducted in accordance with the provisions of The Open Meetings Act (Ill. Rev. Stat. 1985, ch. 102, par. 41 et seq.).
- 2) All meetings shall be conducted under existing rules of order of the school board convening the meeting or rules adopted by the Regional Superintendent convening the meeting.
- 3) Members of each Committee shall be elected by plurality vote. If no nominee receives a plurality, or in the case of districts permitted to elect two members, two nominees do not receive a plurality, the board(s) must continue to vote until a determination is made.
- 4) All nominees must be at least 18 years of age and residents of the respective school districts they are nominated to represent. No nominee may be a school board member, an employee of a school district or an educational service region. Board members or employees who have announced their retirement are not eligible to serve on the Committee if they are still a board member or employee at the time of the election. Members of the regional board of school trustees shall be eligible to serve on the Committee provided they meet the residency requirement.
- 5) Committee members' terms of office shall be from the date of their election to the date on which the Committee is dissolved as provided in Section 7 of the Act.
- 6) Vacancies may occur on the Committees through incapacitation (for example, physical or mental

STATE BOARD OF EDUCATION

NOTICE OF PROPOSED REPEALER

inability to perform the duties of a committee member), resignation or other reason. A vacancy shall be filled by election by the remaining members from nominee(s) submitted by the board(s) of education within the territory represented by the original member.

- b) Educational Service Regions with seven (7) or fewer school districts.
 - 1) The regional superintendent shall call a meeting of all boards of education within the region.
 - 2) Those board members in attendance shall be eligible to nominate and elect representatives to serve on the Committee.
 - 3) There shall be two (2) members elected to represent each unit or high school district in the region. Where there are exactly seven (7) school districts in the region, then each such district shall be entitled to one member. No district may have more than two representatives.
 - 4) Nominations shall be made by board members to represent only their own school district. There shall be no limit on the number of nominations.
 - 5) Each board member attending the meeting shall vote individually in electing all Committee members.
 - 6) Voting shall be by ballot with the vote(s) recorded. Proxy votes will not be permitted.
 - 7) The regional superintendent shall not vote in the election but shall announce the election results, maintain a record of the election, and certify by letter to the State Committee that those elected are eligible to serve.
- c) Educational Service Regions with more than seven (7) school districts.
 - 1) The regional superintendent shall notify the president of the board of each unit district to convene a meeting of its board for the purpose of electing a public member to represent that board.

STATE BOARD OF EDUCATION

NOTICE OF PROPOSED REPEALER

- 2) The regional superintendent shall notify the president of the board of each high school district to convene a meeting of its board and those elementary district boards whose administrative offices lie within the territorial boundaries of the high school district for the purpose of electing a public member to represent the high school district.
- 3) There shall be one member elected to represent each unit and high school district. If there are fewer than seven (7) unit and/or high school districts, each said district shall elect 2 members.
- 4) Nominations shall be made by board members to represent only the territory of a unit or a high school district. There shall be no limit on the number of nominations.
- 5) Each board member attending the meeting shall vote individually in electing the public member.
- 6) Voting shall be by ballot with the vote(s) recorded. Proxy votes will not be permitted.
- 7) The president of the board of the unit or high school district shall announce the election results and forward a record of the election, including a letter certifying that the person elected is eligible to serve, to the regional superintendent who shall then send such certification to the State Committee.
- d) Cook County Procedures
 - Each high school board president shall call a meeting of that board and each elementary district board whose administrative offices are located within the territory of the high school district for the purpose of electing a representative to serve on the subregion Committee as provided in Section 3(b) of the Act, and in Section 550.100 (c) of this Part.

Section 550.200 Manual of Committee Procedures

- a) Officers

STATE BOARD OF EDUCATION

NOTICE OF PROPOSED REPEALER

- 1) In Cook County the regional superintendent shall convene a meeting of each subregion Committee within 30 days after the members have been elected and preside over their meetings until a chairperson has been elected by each Committee.
 - 2) In educational service regions other than Cook County the regional superintendent shall serve as permanent chairperson of the Committee with the right to vote as a member of the Committee.
 - 3) Each Committee may elect a vice-chairperson who shall have authority to preside at any meeting in the absence of the chairperson except that the Committee may not adopt a final Plan in the absence of the chairperson.
 - 4) Each Committee shall elect a secretary from its members. The secretary shall be responsible for maintaining a record of Committee proceedings by using tape recordings, handwritten notes or other means.
- b) Meetings
- 1) All meetings of each Committee shall be conducted in accordance with the provisions of the Open Meetings Act (Ill. Rev. Stat. 1985, ch. 102, par. 41 et seq.).
 - 2) As their first order of business following the election of the Secretary, the Committee shall adopt such rules of order as it deems necessary to conduct its business.

3) The rules of order adopted shall be made available upon request to anyone participating in any public hearings the Committee may hold.

4) The rules of order adopted shall state the form of voting and whether proxy votes will be permitted, excepting that the final vote on adoption of the Plan shall be by recorded roll call. Where proxy votes are permitted by the Committee's rules of order, a Committee member may give his or her proxy, which shall be in writing, only to another Committee member, and the proxy shall be limited to a specific issue upon which a Committee vote is

STATE BOARD OF EDUCATION

NOTICE OF PROPOSED REPEALER

- pending. A quorum of the Committee shall be present for the Committee to vote.
- 5) Committee deliberations shall be limited by the provisions of the Act and this Part. When an alteration of the boundary of an existing school district is discussed by a Committee other than the Committee on which such district is represented, there shall be consultation, cooperation and coordination of the proposal among the affected Committees.
 - 6) The Plan adopted by the Committee shall be in accordance with the provisions of the Act.
 - 7) The Committee shall adopt a final Plan for submission to the State Committee within ten (10) days of its adoption, but not later than September 30, 1986.
 - 8) A majority vote of Committee members present, provided there is a quorum, will prevail on all questions, except that the final Plan must be adopted by a majority of the Committee's members.
 - 9) The Committee, through its chairperson, may request from the State Committee such information and assistance, including provisions for cooperation between Committees, as it deems necessary.

Section 550.300 Provisions for the Use of State Funds

a) Allocation

The sums appropriated for school reorganization studies pursuant to the Act for any fiscal year may be expended only for reasonable costs incurred by the Committees as set forth in this Section.

b) Methods of Distribution

- 1) Each of the 56 educational service regions and 3 subregions (Cook County outside of Chicago District No. 299) will be allotted an initial \$3,000. These payments will be made directly to the 57 Educational Service Region Superintendents in October 1985 and shall be used for Committee

STATE BOARD OF EDUCATION

NOTICE OF PROPOSED REPEALER

member expenses and stenographic expenses as needed, as well as other reasonable expenses incurred by the Committees serving the respective regions and subregions.

2) Additional allotments of up to \$7,000 will be made available for each region and subregion in December 1985. The size of these allotments will be determined by the State Superintendent of Education based on the activities of individual region or subregion Committees. Costs of meetings and hearings, size of the Committee and size of the geographic area will be the principal determining factors on allotment size.

3) The remainder of the legislative allotment will be used by the State Superintendent of Education for grant awards, until the allotment is exhausted, in accordance with the provisions of Section 5 (8) of the Act. These grants will be allocated directly to the regional superintendents or to regional superintendents on behalf of their local school districts. Awards will be made to offset costs of educational consultant assistance or studies of educational service region school district reorganization initiated and conducted after July 1, 1983.

A) Applications for these awards shall be made on forms provided by the State Committee. Applications shall be submitted to the State Committee within forty-five (45) days of the date specified on the form.

B) The application shall include the information needed (i.e., services to be purchased and product(s) to be received, and their costs) to enable the State Superintendent of Education to determine that:

i) the purposes for which the funds will be expended fall within the provisions of the Act and this Part; and that

ii) the funds requested are based on the nature of the services to be provided and the product(s) to be received, and the facts presented in relation to them.

STATE BOARD OF EDUCATION

NOTICE OF PROPOSED REPEALER

C) Final grant awards will be determined by the State Superintendent of Education on the basis of the criteria cited in subsection (b)(3)(B) above and on the basis of ensuring that assistance is made available throughout the State of Illinois.

c) Funding Controls

1) Regional superintendents will maintain accounting records for all expenditure of funds derived through the three (3) methods of distribution from the State Committee. These records will be subject to audit.

2) Individual meals associated with normal Committee-directed travel can be reimbursed. However, the cost of banquet meals for the Committees will be disallowed.

3) Committee member expense reimbursement shall be based on the written reimbursement policies adopted by each Committee and they shall be representative of the written reimbursement policies of the school districts represented on the Committee.

Section 550.400 Content and Minimum Standards for Reorganization Plan

a) Plan Framework

1) All Plans shall be developed within the framework of the goals set forth in Section 2 of the Act, and in accordance with the provisos of Section 4 of the Act.

2) A Plan will be deemed to be in compliance with subsection (a)(1) of this Section if it contains:

A) a description of the educational improvements its adoption will make possible;

B) a description of how the elements of the plan, taken individually or together, will contribute to the achievement of the five goals set forth in Section 2 of the Act;

STATE BOARD OF EDUCATION

NOTICE OF PROPOSED REPEALER

- C) a description of the evidence acquired by the Committee in relation to the provisos set forth in Section 4 of the Act; and
- D) a statement of the Committee's conclusion, based on its consideration of the evidence and criteria cited in subsection (a) (2) (C) of this Section, that reorganization of the school districts within its jurisdiction is required or not required.
- 3) The State Superintendent of Education shall provide information and technical assistance to each Committee as the State Superintendent shall determine are needed on the basis of requests for said assistance submitted by each Committee chairperson pursuant to Section 550.200 (b)(9) of this Part.
- b) Other Criteria to be Considered
 - 1) In addition to the areas of topography, economic conditions, population trends, social factors, and building and highway facilities as specified in Section 4(4) of the Act, the Plan shall address travel time for elementary and secondary students, attendance center configurations, sufficiency of assessed valuations, state reorganization incentives, and breadth and depth of educational programs for students.
 - 2) The Plan will be deemed to have complied with the requirements of subsection (b)(1) of this Section when it contains evidence demonstrating to the State Committee that the factors cited in subsection (b)(1) of this Section have been considered, individually and in combination, in a manner designed to further the goals set forth in Section 2 of the Act.
- c) Organizational Configurations
 - 1) Each Plan must delineate in measurable terms how the elements of the Plan, taken individually or together, will comply with the requirements of subsections (a) and (b) of this Section.

STATE BOARD OF EDUCATION

NOTICE OF PROPOSED REPEALER

- A) A single school district may be larger than a county or cover territory of more than one educational service region.
 - B) In the submitted Plan, territory may be added to existing dual districts.
 - 2) The relationship of the proposed district(s) to existing adult, vocational and technical education service areas and community college boundaries shall be described in the Plan.
 - 3) Proposed school district boundaries shall be clearly shown by maps and other descriptions included in the Plan. Most Plans will contain multiple consolidations or subplans within each region. All areas in each consolidation configuration must be contiguous and compact. Existing districts that constitute areas affected by a Plan or a subplan, based on the criteria set forth in subsections (c)(4) and (c)(5) of this Section, shall be clearly indicated on the maps included in the Plan, and shall be listed by name in the text of the Plan.
 - 4) An existing school district shall be defined as an affected district when detachment of its territory in relation to a reorganization plan will:
 - A) cause the existing district to lose twenty-five percent (25%) or more of its total land area; or
 - B) cause the existing district to lose more than eight percent (8%) of its equalized assessed valuation and more than eight percent (8%) of its student enrollment.
 - 5) Committees shall use total land area, total student enrollment, and total equalized assessed valuation for the most recent fiscal year for which all of these data are available as the basis for calculations pursuant to subsection (c)(4) of this Section.
- d) Consolidation Provisions

STATE BOARD OF EDUCATION

NOTICE OF PROPOSED REPEALER

Each Plan shall set forth the maximum tax rates the proposed new district(s) will be authorized to levy for each of the purposes set forth in paragraph 11A-3 or paragraph 11B-3 of The School Code (Ill. Rev. Stat. 1985, ch. 122, pars. 11A-3 or 11B-3). These rates shall be in conformance with the applicable provisions of paragraph 11A-3 or paragraph 11B-3 of The School Code. Each Plan shall also PROVIDE FOR TERMS OF ADJUSTMENT OF PROPERTY, ASSETS, DEBTS AND LIABILITIES OF THOSE DISTRICTS WHICH ARE TO BE DIVIDED OR OTHERWISE ALTERED UNDER THE PLAN; SHALL PROVIDE FOR AN EFFECTIVE DATE FOR IMPLEMENTATION; AND SHALL PROVIDE FOR THE ELECTION OF SCHOOL BOARD MEMBERS.

Section 550.500 Hearings

- a) Public hearings shall be conducted by each Committee as required in Section 4 of the Act.

- b) The Committee shall set dates, times and places for public hearings, which shall be conducted in accordance with Section 4 of the Act, Section 550.200 (b)(2) of this Part and the provisions of the Open Meetings Act (Ill. Rev. Stat. 1985, ch. 102, par. 41 et seq.).

- 1) Public hearings shall be conducted by each Committee PRIOR TO COMMENCING THE ACTUAL FORMULATION OF A PLAN. Such hearings shall be held at least in the school districts from which the Committee members were elected.

- 2) After the Committee has prepared a plan, hearings shall be held at least in each school district affected by the plan as defined in Section 550.400 (c)(4) of this Part and at least in the school districts from which the Committee members were elected. If the Committee has prepared a plan stating that no school district reorganization is required, hearings shall be held at least in the district from which the Committee members were elected.

- c) The Committee may adjourn and reconvene any hearing from time to time as it deems necessary.

- d) It shall be the responsibility of the chairperson of each Committee to ensure that the notices required by Section 4 of the Act are given.

STATE BOARD OF EDUCATION

NOTICE OF PROPOSED REPEALER

- e) Each Committee shall adopt such rules for its hearings as it deems necessary for the orderly conduct of business, including time limits for oral testimony and provisions for the submission of written testimony, provided that any resident of the educational service region or subregion, or of any affected school district in an adjoining educational service region, may present testimony at least once regarding the proposed plan. Each Committee shall determine whether or not the testimony presented warrants any modification(s) or revision(s) of its plan.

- f) The chairperson of each Committee shall maintain records of all hearings, including oral testimony, until such time as the Committee is dissolved in accordance with Section 7 of the Act.

Section 550.600 Plan Submission and Approval

- a) Each Committee shall adopt a schedule of activities, meetings, and hearings designed to ensure that a Plan will be adopted and submitted to the State Committee no later than required in Section 4 of the Act.

- b) Each Committee shall develop a plan, hold hearings, modify the plan if necessary, and within ten (10) days of its adoption by the Committee, but not later than September 30, 1986, submit the plan to the State Committee.

- c) The State Committee will examine each plan submitted to it by the Committees, and will approve or reject a plan in whole or in part based on the requirements of the Act and this Part within sixty (60) days of the State Committee's receipt of a plan.

- d) If a Committee submits a plan in conformance with the Act and this Part stating that no school district reorganization is required, such decision shall be deemed final in accordance with Section 4 of the Act, and the Committee shall be notified of this fact in writing by the State Committee. Other Committees will receive a written notice from the State Committee concerning their respective Plans. The notice will:

- 1) indicate approval of the plan; or

STATE BOARD OF EDUCATION

NOTICE OF PROPOSED REPEALER

- 2) indicate partial approval of the Plan, and provide recommendations for revision; or
- 3) indicate disapproval of the whole Plan, and provide recommendations for revision.
- e) If a Committee receives a notice from the State Committee rejecting its plan in whole or in part as provided in subsection (d) of this Section, then the Committee shall revise its plan and shall submit the revised Plan to the State Committee WITHIN 45 DAYS OF RECEIPT OF THE REJECTION.
- f) If the revised Plan fails to remove the original Plan's deficiencies, then the State Committee will consult with the Committee that submitted the revision. The purpose of the consultation shall be to reach agreement on ways to further revise the Plan.
- g) If the consultation provided for in subsection (f) of this Section fails to produce an agreement between the State Committee and the Committee within forty-five (45) days of the onset of consultation, then that portion of the Plan upon which agreement has not been reached shall not be submitted to the voters as provided in Section 7 of the Act.

Section 550.700 Election Procedures

a) General Provisions

- 1) All elections shall be held on the dates and in the manner provided for in Section 7 of the Act. At least twenty (20) days prior to the date of an election each Committee shall prepare and disseminate information on the Plan.
- 2) The information shall include at least:
 - A) a description or map(s) of the proposed new district(s);
 - B) a description of the benefits expected to result from voter approval of the proposed new district(s);
 - C) a statement of who is eligible to vote on the proposed new district(s) and

STATE BOARD OF EDUCATION

NOTICE OF PROPOSED REPEALER

- D) a sample ballot.
- 3) The information to be disseminated pursuant to subsections (a)(1) and (a)(2) of this Section shall be:
 - A) published in a newspaper of general circulation in the area(s) that include the proposed new district(s);
 - B) made available for public inspection at each attendance center in the area(s) that include or are affected by the proposed new district(s); and
 - C) made available to individuals who request the information.
- 4) The election definitions, procedures and sample ballots delineated in Articles 9, 11A and 11B of The School Code (Ill. Rev. Stat. 1985, ch. 122, pars. 9-1 et seq., 11A-1 et seq., and 11B-1 et seq.) shall be applicable to the extent they are not in conflict with the provisions of the Act. The provisions of The Election Code (Ill. Rev. Stat. 1985, ch. 46, par. 1-1 et seq.) shall otherwise apply.

b) Eligible Voters

- 1) Only those voters residing within the territory of the proposed district shall be eligible to vote at the election. If, for example, the Plan calls for the establishment of 4 unit districts (i.e., subplans) - A, B, C and D - within the Plan's region, or in those cases where a Plan may overlap into the territory of an adjoining educational service region, only the voters residing within the territory of the proposed unit A may vote on the establishment of unit A, and likewise B, C and D.
- 2) However, if a Plan or subplan includes affected district(s), identified in accordance with Section 550.400(c)(3) of this Part, then all voters of such district(s) shall be eligible to vote on the Plan or subplan that affects their district.

STATE BOARD OF EDUCATION

NOTICE OF PROPOSED REPEALER

- 3) The Plan shall be deemed to have passed when a majority of the voters voting on the issue in each district eligible to vote have approved the Plan. In those regions where the Plan involves subparts, as stated in subsection (b)(1) of this Section, one subpart of the Plan may pass while a second subpart may fail.
- 4) If a Plan or subpart of a Plan fails to receive approval as outlined in subsection (b)(3) of this Section, the State Committee shall enter into consultation with the affected Committee to seek a Plan that will overcome objections to the original Plan.

DEPARTMENT OF EMPLOYMENT SECURITY

NOTICE OF PROPOSED AMENDMENT(S)

- 1) Heading of the Part: Determination Of Unemployment Contributions
- 2) Code Citation: 56 Ill. Adm. Code 2770
- 3) Section Number: Proposed Action:
2770.100 Amended Section
2770.105 Amended Section
2770.110 Amended Section
- 4) Statutory Authority: Ill. Rev. Stat. 1991, ch. 48, par. 570, 571, 573, 576.1, 576.2, 578.1, 610 and 611 [820 ILCS 405/1500, 1501, 1503, 1506.1, 1506.2, 1506.3, 1508.1, 1700 and 1701].
- 5) A Complete Description of the Subjects and Issues Involved:
The proposed amendment to Part 2770 announces the 1994 contribution rates for newly liable employers by classification within their Standard Industrial Code. In keeping with our commitment to the Joint Committee on Administrative Rules, we are also repealing several obsolete subsections and the rates for 1988 as they are no longer needed.
- 6) Will the proposed amendment replace an emergency amendment currently in effect? No.
- 7) Does this rulemaking contain an automatic repeal date? No.
- 8) Does this proposed amendment contain an incorporation by reference pursuant to Section 6.02 of the Illinois Administrative Procedure Act? No.
- 9) Are there any other proposed amendments pending on this Part? No.
- 10) Statement of Statewide Policy Objective? Not Applicable.
- 11) Time, Place and Manner in which interested persons may comment on this Proposed Rulemaking: All persons who submit a request to comment regarding this proposed amendment within 20 days after this notice has been published in the ILLINOIS REGISTER will be given a reasonable opportunity to submit data, views, arguments or comments. The request shall be addressed to:

Gregory J. Ramel, Acting Commissioner
Illinois Department of Employment Security
401 South State Street - 2nd Floor South

DEPARTMENT OF EMPLOYMENT SECURITY

NOTICE OF PROPOSED AMENDMENT(S)

Chicago, IL 60605
312-793-4240

12) Initial Regulatory Flexibility Analysis:

Date rules were submitted to the Business Assistance Office of the Department of Commerce and Community Affairs:
October 1, 1993.

Types of small businesses affected: Affects all newly liable employers who have not qualified for an experience based rate.

Reporting, bookkeeping or other procedures required for compliance: None.

Types of professional skills necessary for compliance: None.

The full text of the Proposed Amendment(s) begins on the next page:

DEPARTMENT OF EMPLOYMENT SECURITY

NOTICE OF PROPOSED AMENDMENT(S)

TITLE 56: LABOR AND EMPLOYMENT
CHAPTER IV: DEPARTMENT OF EMPLOYMENT SECURITY
SUBCHAPTER c: RIGHTS AND DUTIES OF EMPLOYERS

PART 2770

DETERMINATION OF UNEMPLOYMENT CONTRIBUTIONS

SUBPART B: STANDARD INDUSTRIAL CLASSIFICATION

Section

2770.100 Industrial Classification
2770.105 Contribution Rate For Non Experience-Rated Employers
2770.110 Average Contribution Rates By Standard Industrial Classification (SIC) Codes

SUBPART C: ALTERNATIVE BENEFIT WAGE RATIO (Repealed)

2770.150 Eligibility To Elect The Alternative Benefit Wage Ratio (Repealed)

2770.155 Approval Of Election Of The Alternative Benefit Wage Ratio (Repealed)

2770.160 Adjustment Of The Benefit Wage Charges And The Determination Of The Alternative Benefit Wage Ratio (Repealed)

2770.165 Revocation Of Election Of Alternative Benefit Wage Ratio (Repealed)

2770.170 Appeals (Repealed)

SUBPART E: TRANSFER OF BENEFIT WAGES FROM BASE PERIOD TO SUBSEQUENT EMPLOYER (Repealed)

2770.400 Definitions (Repealed)

2770.405 Application Of Base Period Wages (Repealed)

2770.410 Restriction On Benefit Wage Transfers (Repealed)

2770.415 Benefit Wage Transfer Procedural Requirements (Repealed)

2770.420 Petition For Hearing (Repealed)

SUBPART F: BENEFIT WAGE CANCELLATIONS

2770.501 Effective Date Of Benefit Wage Cancellations Pursuant To Section 1508.1 Of The Act

2770. Table A General SIC Classification

AUTHORITY: Implementing and authorized by Sections 1500, 1501, 1503, 1506.1, 1506.2, 1506.3, 1508.1, 1700 and 1701 of the Unemployment Insurance Act (Ill. Rev. Stat. 1991, ch. 48, pars. 570, 571, 573, 576.1, 576.2, 576.3, 578.1, 610 and 611) [820 ILCS 405/1500, 1501, 1503, 1506.1, 1506.2, 1506.3, 1508.1, 1700 and

DEPARTMENT OF EMPLOYMENT SECURITY

NOTICE OF PROPOSED AMENDMENT(S)

1701].

SOURCE: Emergency rules adopted as 56 Ill. Adm. Code 600: Subpart C at 8 Ill. Reg. 550, effective January 1, 1984, for a maximum of 150 days; adopted at 8 Ill. Reg. 8208, effective May 30, 1984; reclassified from 56 Ill. Adm. Code 600: Subpart C at 8 Ill. Reg. 15030; emergency amendments at 8 Ill. Reg. 15088, effective August 8, 1984, for a maximum of 150 days; emergency amendments at 8 Ill. Reg. 22139, effective October 26, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 24117, effective November 30, 1984; amended at 9 Ill. Reg. 4507, effective March 25, 1985; amended at 10 Ill. Reg. 6935, effective April 14, 1986; amended at 10 Ill. Reg. 21683, effective December 15, 1986; amended at 11 Ill. Reg. 9878, effective May 11, 1987; emergency amendments at 12 Ill. Reg. 210, effective January 1, 1988, for a maximum of 150 days, expired May 30, 1988; amended at 12 Ill. Reg. 11213, effective June 20, 1988; amended at 12 Ill. Reg. 12473, effective July 15, 1988; amended at 12 Ill. Reg. 18143, effective October 27, 1988; amended at 12 Ill. Reg. 20477, effective November 28, 1988; amended at 13 Ill. Reg. 11507, effective June 29, 1989; amended at 14 Ill. Reg. 2038, effective January 19, 1990; amended at 14 Ill. Reg. 18280, effective October 30, 1990; amended at 15 Ill. Reg. 172, effective December 28, 1990; amended at 15 Ill. Reg. 8553, effective May 24, 1991; amended at 16 Ill. Reg. 118, effective December 20, 1991; amended at 17 Ill. Reg. 295, effective December 28, 1992; amended at 18 Ill. Reg. _____, effective _____.

SUBPART B: STANDARD INDUSTRIAL CLASSIFICATION

Section 2770.100 Industrial Classification

- a) Each employer subject to the Act shall be assigned an industrial classification number based on its primary activity.

- 1) Each employer shall be assigned to a major Economic Division based on the first two digits of the industrial classification number:

Digits	Economic Division
01-09	A. Agriculture, Forestry, Fishing
10-14	B. Mining
15-17	C. Construction
20-39	D. Manufacturing
40-49	E. Transportation, Communication, Electric, Gas, Sanitary Services
50-51	F. Wholesale Trade

DEPARTMENT OF EMPLOYMENT SECURITY

NOTICE OF PROPOSED AMENDMENT(S)

- | | |
|-------|---|
| 52-59 | G. Retail Trade |
| 60-67 | H. Finance, Insurance, Real Estate Services |
| 70-89 | I. Public Administration |
| 91-97 | J. Nonclassifiable Establishments |
| 99 | K. Nonclassifiable Establishments |

- 2) The methodology for the above classifications shall be based upon the Standard Industrial Classification Manual, U. S. Office of Management and Budget (1972), and supplemented by the U.S. Department of Labor, Bureau of Labor Statistics, January 1983, which shall be incorporated and adopted by reference.

- 3) The general classifications to be used shall be those set forth in Table A.

- b) Each employer not eligible for an experience rate and in an Economic Division where the mean average contribution rate for experience rated employers is greater than the rates set forth in Section 2770.105(a)(1) or (2) or {b}{1};-or-(3), as applicable, shall be notified in writing of its industrial classification and rate of contribution.

- c) An industrial classification which is properly assigned pursuant to subsection (a)(2) at the beginning of each calendar year or the date of liability, whichever is later, shall be final and conclusive for rate determination purposes for that entire calendar year.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 2770.105 Contribution Rate For Non Experience-Rated Employers

- a) For-calendar-year-1988;-the-contribution-rate-under Section-1500(B)-of-the-Act;-for-each-employer-who-has not-incurred-liability-for-the-payment-of-contributions within-each-of-the-three-calendar-years-immediately preceding-the-calendar-year-for-which-a-rate-is-being determined;-shall-be-the-greater-of:
- | | |
|----|--|
| 1) | 2-7%;-plus-any-applicable-fund-building-rate;-as imposed-by-Section-1506.3-of-the-Act;-{11};-Rev. Stat;-1991;-ch.-48;-par.-576.3};-or; |
| 2) | 2-7%;-multiplied-by-the-adjusted-state-experience factor;-plus-any-applicable-fund-building-rate;-as imposed-by-Section-1506.3-of-the-Act;-or; |

DEPARTMENT OF EMPLOYMENT SECURITY

DEPARTMENT OF EMPLOYMENT SECURITY

NOTICE OF PROPOSED AMENDMENT (S)

NOTICE OF PROPOSED AMENDMENT (S)

3) The mean average contribution rate of all experience-rated employers within the specific Economic Division, plus any applicable fund building rate, as imposed by Section 1506.3 of the Act;

A) The mean average contribution rate for an Economic Division shall be determined by adding the rates of all experience-rated employers in that division and dividing such sum by the number of such employers. -- Such rate computation shall be made for each of the applicable years as of July 31 of the preceding year. -- Any change in the industrial classification or the contribution rate of the experience-rated employers made after the date of computation shall not affect the established average rate for the Economic Division;

B) Experience-rated employers whose liability was terminated on or before July 31 of the calendar year used in the above computation, shall be included for computation purposes, unless prior to such date, a successor has succeeded to the experience rating record of such employer. -- In such instances, only the successor rate shall be used;

b) For calendar year 1989, and each year thereafter, the contribution rate under Section 1500(B) of the Act, for each employer who has not incurred liability for the payment of contributions within each of the three calendar years immediately preceding the calendar year for which a rate is being determined, shall be the greater of:

1) 2.7%, plus any applicable fund building rate, as imposed by Section 1506.3 of the Act (Ill. Rev. Stat. 1991, ch. 48, par. 576.3) [820 ILCS 405/1506.3]; or,

2) 2.7%, multiplied by the adjusted state experience factor, plus any applicable fund building rate, as imposed by Section 1506.3 of the Act; or,

3)

The employer's contribution rate calculated pursuant to Sections 1501 to 1507 of the Act (Ill. Rev. Stat. 1991, ch. 48, pars. 571 to 577) [820 ILCS 405/1501 to 1507], but only if this employer has had at least 13 consecutive months experience with the risk of unemployment by the June 30 preceding the calendar year for which a rate is being determined, plus any applicable fund building rate, as imposed by Section 1506.3 of the Act; or,

4)

The mean average contribution rate of all experience-rated employers within the specific Economic Division, plus any applicable fund building rate, as imposed by Section 1506.3 of the Act.

A)

The mean average contribution rate for an Economic Division shall be determined by adding the rates of all experience-rated employers in that division and dividing such sum by the number of such employers. Such rate computation shall be made for each of the applicable years as of July 31 of the preceding year. Any change in the industrial classification or the contribution rate of the experience-rated employers made after the date of computation shall not affect the established average rate for the Economic Division.

B)

Experience-rated employers whose liability was terminated on or before July 31 of the calendar year used in the above computation, shall be included for computation purposes, unless prior to such date, a successor has succeeded to the experience rating record of such employer. In such instances, only the successor rate shall be used.

eb)

The mean average contribution rate for each Economic Division, determined pursuant to subsection (a) (3) (A) and (B) (4) (A) and (B) shall be announced annually by the Director, during the last quarter of the year preceding the applicable year.

DEPARTMENT OF EMPLOYMENT SECURITY

NOTICE OF PROPOSED AMENDMENT(S)

dC) Appeals from any determinations under Section 2770.100 or 2770.105 shall be taken pursuant to and governed by Section 1509 of the Act.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 2770.110
Industrial Classification (SIC) Codes

a) The average contribution rate for each Economic Division, excluding the fund building rate as set forth in Section 1506.3 of the Act, for calendar year 1988, as determined by the application of Section 2770.105(a)(3) of this Part, shall be:

Digits	Economic Division	Rate
01-09	A: Agriculture, Forestry, Fishing	3.4%
10-14	B: Mining	4.6%
15-17	C: Construction	4.5%
20-39	D: Manufacturing	3.2%
40-49	E: Transportation, Communication, Electric, Gas, Sanitary Services	3.2%
50-51	F: Wholesale Trade	2.4%
52-59	G: Retail Trade	2.5%
60-67	H: Finance, Insurance, Real Estate	1.5%
70-89	I: Services	1.9%
91-97	J: Public Administration	2.1%
99	K: Nonclassifiable Establishments	2.1%

b) The average contribution rate for each Economic Division, excluding the fund building rate as set forth in Section 1506.3 of the Act, for calendar year 1989, as determined by the application of Section 2770.105(b)(4) of this Part, shall be:

Digits	Economic Division	Rate
01-09	A. Agriculture, Forestry, Fishing	3.4%
10-14	B. Mining	4.8%
15-17	C. Construction	4.2%
20-39	D. Manufacturing	2.9%
40-49	E. Transportation, Communication, Electric, Gas, Sanitary Services	3.0%

DEPARTMENT OF EMPLOYMENT SECURITY

NOTICE OF PROPOSED AMENDMENT(S)

50-51	F. Wholesale Trade	2.2%
52-59	G. Retail Trade	2.3%
60-67	H. Finance, Insurance, Real Estate	1.4%
70-89	I. Services	1.7%
91-97	J. Public Administration	2.5%
99	K. Nonclassifiable Establishments	1.9%

eb)

The average contribution rate for each Economic Division, excluding the fund building rate as set forth in Section 1506.3 of the Act, for calendar year 1990, as determined by the application of Section 2770.105(b)(4) of this Part, shall be:

Digits	Economic Division	Rate
01-09	A. Agriculture, Forestry, Fishing	3.3%
10-14	B. Mining	4.7%
15-17	C. Construction	4.1%
20-39	D. Manufacturing	2.7%
40-49	E. Transportation, Communication, Electric, Gas, Sanitary Services	2.8%
50-51	F. Wholesale Trade	2.0%
52-59	G. Retail Trade	2.1%
60-67	H. Finance, Insurance, Real Estate	1.4%
70-89	I. Services	1.6%
91-97	J. Public Administration	2.3%
99	K. Nonclassifiable Establishments	2.2%

dc)

The average contribution rate for each Economic Division, excluding the fund building rate as set forth in Section 1506.3 of the Act, for calendar year 1991, as determined by the application of Section 2770.105(b)(4) of this Part, shall be:

Digits	Economic Division	Rate
01-09	A. Agriculture, Forestry, Fishing	3.1%
10-14	B. Mining	4.3%
15-17	C. Construction	3.7%
20-39	D. Manufacturing	2.2%
40-49	E. Transportation, Communication, Electric, Gas, Sanitary Services	2.5%

DEPARTMENT OF EMPLOYMENT SECURITY

NOTICE OF PROPOSED AMENDMENT(S)

50-51	Sanitary Services	1.7%
52-59	Wholesale Trade	1.8%
60-67	Retail Trade	1.3%
	Finance, Insurance, Real Estate	
70-89	Services	1.5%
91-97	Public Administration	2.0%
99	Nonclassifiable Establishments	2.1%

ed)

The average contribution rate for each Economic Division, excluding the fund building rate as set forth in Section 1506.3 of the Act, for calendar year 1992, as determined by the application of Section 2770.105(b)(4) of this Part, shall be:

Digits	Economic Division	Rate
01-09	A. Agriculture, Forestry, Fishing	2.9%
10-14	B. Mining	3.8%
15-17	C. Construction	3.5%
20-39	D. Manufacturing	2.0%
40-49	E. Transportation, Communication, Electric, Gas, Sanitary Services	2.3%
50-51	F. Wholesale Trade	1.5%
52-59	G. Retail Trade	1.6%
60-67	H. Finance, Insurance, Real Estate	1.2%
70-89	I. Services	1.3%
91-97	J. Public Administration	1.7%
99	K. Nonclassifiable Establishments	2.1%

fe)

The average contribution rate for each Economic Division, excluding the fund building rate as set forth in Section 1506.3 of the Act, for calendar year 1993, as determined by the application of Section 2770.105(b)(4) of this Part, shall be:

Digits	Economic Division	Rate
01-09	A. Agriculture, Forestry, Fishing	3.0%
10-14	B. Mining	3.6%
15-17	C. Construction	3.7%
20-39	D. Manufacturing	2.2%

DEPARTMENT OF EMPLOYMENT SECURITY

NOTICE OF PROPOSED AMENDMENT(S)

40-49	E. Transportation, Communication, Electric, Gas, Sanitary Services	2.2%
50-51	F. Wholesale Trade	1.6%
52-59	G. Retail Trade	1.4%
60-67	H. Finance, Insurance, Real Estate	1.2%
70-89	I. Services	1.3%
91-97	J. Public Administration	1.5%
99	K. Nonclassifiable Establishments	1.8%

f)

The average contribution rate for each Economic Division, excluding the fund building rate as set forth in Section 1506.3 of the Act, for calendar year 1994, as determined by the application of Section 2770.105(a)(4) of this Part, shall be:

Digits	Economic Division	Rate
01-09	A. Agriculture, Forestry, Fishing	3.5%
10-14	B. Mining	4.1%
15-17	C. Construction	4.4%
20-39	D. Manufacturing	2.7%
40-49	E. Transportation, Communication, Electric, Gas, Sanitary Services	2.6%
50-51	F. Wholesale Trade	2.0%
52-59	G. Retail Trade	1.6%
60-67	H. Finance, Insurance, Real Estate	1.4%
70-89	I. Services	1.5%
91-97	J. Public Administration	1.6%
99	K. Nonclassifiable Establishments	1.9%

(Source: Amended at 18 Ill. Reg. _____, effective _____)

BOARD OF HIGHER EDUCATION

NOTICE OF PROPOSED AMENDMENTS

- 1) The Heading of the Part: Health Services Education Grants Act
- 2) Code Citation: 23 Ill. Adm. Code 1020
- 3) Section Numbers:
1020.10 Proposed Action:
1020.40 Amendment
1020.50 Amendment
- 4) Statutory Authority: Implementing and authorized by the Health Services Education Grants Act (110 ILCS 215/1 et seq.).
- 5) A complete description of the subjects and issues involved: Public Act 87-1087 amended the Health Services Education Grants Act to authorize grants for colleges and universities that offer pharmacy education programs. Pharmacy education programs are not covered under the existing rules. The proposed amendments add the grant category, grant rate, and basis for reporting eligible enrollments for pharmacy education programs.
- 6) Will this proposed amendment replace an emergency rule currently in effect? No.
- 7) Does this rulemaking contain an automatic repeal date? No.
- 8) Does this proposed amendment contain incorporations by reference? No.
- 9) Are there any other proposed amendments pending on this Part? No.
- 10) Statement of Statewide Policy Objectives: This rulemaking does not affect units of local government.
- 11) The time, place and manner in which interested persons may present their views concerning the proposed action. Written comments will be accepted up to 45 days from days of publication of this notice and should be directed to:

Carolyn Lorton, Associate Director
Illinois Board of Higher Education
4 West Old Capitol Plaza, Room 500
Springfield, Illinois 62701-1287

12) Initial Regulatory Flexibility Analysis:

- A) Types of small businesses, small municipalities and not-for-profit corporations affected: Not-for-profit colleges and universities offering baccalaureate level pharmacy programs.
- B) Reporting, bookkeeping or other procedures required for compliance: not applicable.
- C) Types of professional skills necessary for compliance: not applicable.

The full text of the proposed amendments begins on the next page:

BOARD OF HIGHER EDUCATION

NOTICE OF PROPOSED AMENDMENTS

TITLE 23: EDUCATION AND CULTURAL RESOURCES
SUBTITLE A: EDUCATION
CHAPTER II: BOARD OF HIGHER EDUCATION

PART 1020

HEALTH SERVICES EDUCATION GRANTS ACT

Section	
1020.10	Classes of Eligible Institutions
1020.20	Classes of Grants
1020.30	Definitions
1020.40	Grant Amounts and Allocations
1020.50	Determination of Enrollment
1020.60	Conditions for Grants
1020.70	Application Forms
1020.80	Enrollment Audit Guidelines

AUTHORITY: Implementing and authorized by the Health Services Education Grants Act (Ill. Rev. Stat. 1991, ch. 111-1/2, pars. 821 et seq.) (110 ILCS 250/1 et seq.).

SOURCE: Adopted April 15, 1976; amended at 4 Ill. Reg. 8, p. 137, effective March 22, 1980; amended at 5 Ill. Reg. 2993, effective March 6, 1981; amended at 6 Ill. Reg. 5518, effective April 14, 1982; codified at 8 Ill. Reg. 1453; amended at 8 Ill. Reg. 16878, effective September 4, 1984; amended at 10 Ill. Reg. 7749, effective April 28, 1986; amended at 11 Ill. Reg. 5208, effective March 12, 1987; amended at 14 Ill. Reg. 2020, effective January 18, 1990; amended at 17 Ill. Reg. , effective ,

Section 1020.10 Classes of Eligible Institutions

For purposes of the Health Services Education Grants Act (the Act), public institutions and proprietary institutions shall not be considered non-profit Illinois institutions eligible for grants. Eligible institutions shall be divided into the following classes:

- a) Class I Institutions - Colleges and universities offering medical education programs.
- b) Class II Institutions - Colleges and universities offering dental education programs.
- c) Class III Institutions - Colleges and universities offering optometric education programs.
- d) Class IV Institutions - Colleges and universities offering podiatric medical education programs.
- e) Class V Institutions - Colleges and universities offering accredited masters level allied health education programs.
- f) Class VI Institutions - Colleges and universities offering the third and fourth years of accredited baccalaureate level allied health education programs.
- g) Class VII Institutions - Colleges, universities, and hospitals offering the last year of accredited

BOARD OF HIGHER EDUCATION

NOTICE OF PROPOSED AMENDMENTS

allied health education programs which lead to either a certificate or associate degree.

- b) Class VIII Institutions - Colleges and universities offering accredited masters level nursing education programs.

- i) Class IX Institutions - Colleges and universities offering the third and fourth years of accredited baccalaureate level nursing education programs.

- j) Class X Institutions - Colleges offering the second year of accredited associate degree nursing education programs.

- k) Class XI Institutions - Hospitals offering the last two years of three-year accredited nursing education programs or the last year of two-year accredited nursing education programs.

- l) Class XII Institutions - Hospitals offering the first three years of accredited residency training in family practice, internal medicine, obstetrics/gynecology, and pediatrics programs which are affiliated with and under the educational supervision of public medical schools/colleges. Hospitals shall operate the residency program under written agreement with the medical school/college and such agreement must include at least the following criteria: the appointment of a program director and teaching staff, specific designation of educational program responsibilities for each party, and provision for facilities and space to be utilized for educational program activities.

- m) Class XIII Institutions - Colleges and universities offering baccalaureate level pharmacy education programs.

(Source: Amended at 17 Ill. Reg. , effective)

Section 1020.40 Grant Amounts and Allocations

- a) Grant Amounts

The maximum grant rate per Illinois resident enrollee for each class of institution shall be as follows:

Class of Institution	Class of Grants	Amount of Grant Not to Exceed
I	II	\$5,200
I	V	1,500
I	VI	3,000
II	II	3,700
II	V	1,000
II	VI	2,000
III	II	2,400
IV	II	2,400
V	III	1,200
VI	III	1,200

BOARD OF HIGHER EDUCATION

NOTICE OF PROPOSED AMENDMENTS

VII	III	1,200
VIII	III	2,100
IX	III	1,100
X	III	600
XI	III	600
XII	IV	6,200
XIII	III	2,400

- b) Grant Allocations

Grant allocations to institutions shall be determined annually, based upon funds appropriated under the Act, the grant amounts specified in Subsection (a), and the actual number of Illinois residents enrolled in institutions eligible for grant support.

(Source: Amended at 17 Ill. Reg. , effective)

Section 1020.50 Determination of Enrollment

- a) The first day of the fourth full week of classes of the fall term shall be the date that the number of Illinois resident students enrolled and attending shall be determined for all Classes of Institutions except Class XII Institutions.

- b) For Class XII Institutions, the first of August shall be the date that the number of filled resident positions shall be determined.

- c) In the case of Class V, VI, VII, VIII, IX, X, and XI, and XIII Institutions, the full-time-equivalent (FTE) undergraduate or graduate Illinois enrollment shall be reported. Undergraduate FTE enrollment shall be determined by dividing the total credit hours (or equivalent) by 15. For masters level programs, FTE enrollment shall be determined by dividing the total credit hours by 12. Any fraction of the program's total FTE will be dropped.

- 1) For institutions which do not grant credit hours, the credit hour value of each unit is obtained by dividing the number of units required for a typical baccalaureate degree into 120 for semester hour equivalency or 180 for quarter hour equivalency.

- 2) For educational programs offered by hospitals, an FTE student is a statistical unit based upon the typical full-time academic load. Of the normal academic load, a student taking three-fourths will account for .75 FTE, one-half will account for .5 FTE, and one-fourth will account for .25 FTE. Any fraction of the program's total FTE will be dropped.

- d) For Class VI, VII, IX, X, and XI Institutions, the classification of students by year shall be as follows:

- 1) First year - less than 30 semester hours (45 quarter hours)
2) Second year - 30-59 semester hours (45-89 quarter hours)

BOARD OF HIGHER EDUCATION

NOTICE OF PROPOSED AMENDMENTS

- 3) Third year - 60-89 semester hours (90-134 quarter hours)
 - 4) Fourth year - 90 or more semester hours (135 or more quarter hours)
- e) If the institution does not grant credit hours, the equivalent classification of students by year shall be as follows:
- 1) First year - the equivalent of less than 30 semester hours in a typical baccalaureate degree program.
 - 2) Second year - the equivalent of between 30-59 semester hours in a typical baccalaureate degree program.
 - 3) Third year - the equivalent of between 60-89 semester hours in a typical baccalaureate degree program.
 - 4) Fourth year - the equivalent of 90 or more semester hours in a typical baccalaureate degree program.
- f) For Class I, II, III, and IV Institutions, the following limitations on Illinois resident enrollment shall apply:
- 1) The maximum number of years a student may be counted for grants is four years.
 - 2) A student repeating any portion of the program may be counted only once in each of the four years.

(Source: Amended at 17 Ill. Reg. , effective)

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of the Part: INFORMATION TO BE SUBMITTED IN A PERMIT APPLICATION
- 2) Code Citation: 35 Ill. Adm. Code 812
- 3) Section Numbers: Proposed Action:
812.101 Amendments
812.301 Amendments
- 4) Statutory Authority: Ill. Rev. Stat. 1991, ch. 111½, pars. 1005, 1021, 1021.1, 1022, 1022.17, 1028.1 and 1027 [415 ILCS 5/5, 5/21, 5/21.1, 5/22, 5/22.17, 5/28.1, and 5/27].
- 5) A Complete Description of the Subjects and Issues Involved:

A more detailed description is contained in the Board's opinion and order of September 23, 1993 in R90-23, which opinion and order is available from the address below.

On August 17, 1990, in R88-7, the Board adopted extensive regulations at 35 Ill. Adm. Code 810 through 815 and amendments to the existing regulations at 35 Ill. Adm. Code 807 to govern the landfill disposal of non-hazardous waste. See 14 Ill. Reg. 15785 (Part 812), 15817 (Part 815), 15814 (Part 813), 15850 (Part 814), 15832 (Part 807), 15838 (Part 810), and 15861 (Part 811) (effective Sept. 18, 1990). As part of that extensive rulemaking proceeding, the Board provided at 35 Ill. Adm. Code 811.101(b) that the regulations would have a limited applicability to landfills that disposed exclusively of wastes generated by foundries and primary steel production facilities, provided those industries filed a rulemaking proposal relating specifically to those wastes prior to December 1, 1990. This was done in response to the participation of those industries in the R88-7 proceeding.

On December 12, 1990, the Board received a rulemaking proposal from the affected industries. After a February 4, 1991 response by Steel and Foundry to a December 20, 1993 request by the Board for more information, the Board adopted on February 7, 1991 a first First Notice opinion and order; this proposal was published in the Illinois Register on March 1, 1991. (See 17 Ill. Reg. 3166 (Part 811), and 3155 (Part 814), and 3173 (Part 817) (Mar. 1, 1991).) The Board conducted public hearings on May 19, June 7, and June 21, 1991. The industries filed their first amended proposal on May 13, 1991. After filing a pre-hearing discussion draft on June 24, 1992, the industries filed their second amended proposal on March 4, 1993, with further documentation filed on May 13, 1993 in response to a March 26, 1993 Board hearing officer's order.

The present proposed amendments are based on the second amended industry proposal. 35 Ill. Adm. Code 807 and 810 through 815, and newly-proposed 35 Ill. Adm. Code 817 are involved in this proceeding. The Board has made minor modifications to the language as proposed to conform the format of the rules to the Board's style and the Illinois Administrative Code filing requirements. Otherwise, the Board proposes the amendments without review of the merits of the proposal, except that the Board has requested that the industry provide definitions at 35 Ill. Adm. Code 810.103 and proposed new 35 Ill. Adm. Code 817.102 of certain key terms and certain information at 35 Ill. Adm. Code 810.104 relating to certain

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

documents used throughout the rules.

The present rulemaking would establish requirements for certain landfills accepting wastes from the foundry and primary steel industries for disposal. These requirements would apply in place of those that would otherwise apply.

6) Will these proposed amendments replace emergency amendments currently in effect? No.

7) Does this rulemaking contain an automatic repeal date? No.

8) Does these proposed amendments contain incorporations by reference? No.

9) Are there any other amendments pending on this Part? No.

10) Statement of Statewide Policy Objectives:

The proposed amendments could require a local government to modify its activities for the disposal of non-hazardous wastes generated by the steel and foundry industries. The existing regulations at 35 Ill. Adm. Code 807 and 810 through 815 already govern the land disposal of those wastes, and the proposed amendments to this Part would constitute a relaxation of those existing requirements for the disposal of certain of those wastes. The policy objectives implemented by this proposal are found in Sections 20 and 22 of the Environmental Protection Act (Ill. Rev. Stat. 1991 ch. 111½, par. 1020 and 1022 [415 ILCS 5/20 and 5/22 (1992)]).

11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking:

The Board will accept written public comment on this proposal for a period of 45 days after the date of this publication. Comments should reference Docket R90-26 and be addressed to:

Ms. Dorothy M. Gunn, Clerk
Illinois Pollution Control Board
State of Illinois Center, Suite 11-500
100 W. Randolph St.
Chicago, IL 60601

12) Initial Regulatory Flexibility Analysis:

A) Date rule was submitted to the Small Business Office of the Department of Commerce and Community Affairs: September 27, 1993.

B) Types of small businesses affected:

The existing rules of 35 Ill. Adm. Code 807 and 810 through 815 and the proposed amendments to this Part affect small businesses which generate, transport, treat, store or dispose of waste. The proposed amendments to this Part would constitute a relaxation of the existing requirements for the disposal of certain steel and foundry industry wastes.

C) Reporting, bookkeeping or other procedures required for compliance:

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

The existing rules of 35 Ill. Adm. Code 807 and 810 through 815 and the proposed amendments to this Part require extensive reporting, bookkeeping and other procedures, including the preparation of manifests and annual reports, waste analyses and maintenance of operating records. The proposed amendments to this Part would constitute a relaxation of the existing requirements for the disposal of certain steel and foundry industry wastes. However, the regulations would change or modify certain of the existing reporting, bookkeeping, or other procedures so as to increase the compliance burden in some ways and decrease it in others.

D) Types of professional skills necessary for compliance:

Compliance with the existing rules of 35 Ill. Adm. Code 807 and 810 through 815 and the proposed amendments to this Part may require the services of an attorney, certified public accountant, chemist and registered professional engineer. The proposed amendments to this Part would constitute a relaxation of the existing requirements for the disposal of certain steel and foundry industry wastes. However, the regulations would change or modify certain of the existing professional skills necessary so as to increase the compliance burden in some ways and decrease it in others.

The full text of the proposed amendments begins on the next page:

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

TITLE 35: ENVIRONMENTAL PROTECTION

SUBTITLE G: WASTE DISPOSAL

CHAPTER 1: POLLUTION CONTROL BOARD

SUBCHAPTER 1: SOLID WASTE AND SPECIAL WASTE HAULING

PART 812

INFORMATION TO BE SUBMITTED IN A PERMIT APPLICATION

SUBPART A: GENERAL INFORMATION REQUIRED FOR ALL LANDFILLS

Section
812.101 Scope and Applicability
812.102 Certification by Professional Engineer
812.103 Application Fees
812.104 Required Signatures
812.105 Approval by Unit of Local Government
812.106 Site Location Map
812.107 Site Plan Map
812.108 Narrative Description of the Facility
812.109 Location Standards
812.110 Surface Water Control
812.111 Daily Cover
812.112 Legal Description
812.113 Proof of Property Ownership and Certification
812.114 Closure Plans
812.115 Postclosure Care Plans
812.116 Closure and Postclosure Cost Estimates

SUBPART B: ADDITIONAL INFORMATION REQUIRED FOR INERT WASTE LANDFILLS

Section
812.201 Scope and Applicability
812.202 Waste Stream Test Results
812.203 Final Cover
812.204 Closure Requirements

SUBPART C: ADDITIONAL INFORMATION REQUIRED FOR PUTRESCIBLE AND CHEMICAL WASTE LANDFILLS

Section
812.301 Scope and Applicability
812.302 Waste Analysis
812.303 Site Location
812.304 Waste Shredding
812.305 Foundation Analysis and Design
812.306 Design of the Liner System
812.307 Leachate Drainage and Collection Systems
812.308 Leachate Management System
812.309 Landfill Gas Monitoring Systems
812.310 Gas Collection Systems
812.311 Landfill Gas Disposal
812.312 Intermediate Cover
812.313 Design of the Final Cover System
812.314 Description of the Hydrogeology
812.315 Plugging and Sealing of Drill Holes
812.316 Results of the Groundwater Impact Assessment
812.317 Groundwater Monitoring Program
812.318 Operating Plans

AUTHORITY: Implementing Sections 5, 21, 21.1, 22, 22.17 and 28.1, and

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

authorized by Section 27 of the Environmental Protection Act (Ill. Rev. Stat. 1989), ch. 111½, pars. 1005, 1021.1, 1022, 1022.17, 1028.1 and 1027.1415 ILCS 5/5, 5/21, 5/21.1, 5/22, 5/22.17, 5/28.1, and 5/271).

SOURCE: Adopted in R88-7 at 14 Ill. Reg. 15785, effective September 18, 1990; amended in R90-26 at 18 Ill. Reg. _____, effective _____.

NOTE: Capitalization indicates statutory language.

SUBPART A: GENERAL INFORMATION REQUIRED FOR ALL LANDFILLS

Section 812.101 Scope and Applicability

- a) All persons, except those specifically exempted by Section 21(d) of the Environmental Protection Act (Act) (Ill. Rev. Stat. 1989), ch. 111½, par. 1021(d) [415 ILCS 5/21(d)], shall submit to the Agency an application for a permit to develop and operate a landfill. The application must contain the information required by this Subpart and by Section 39(a) of the Act, except as otherwise provided in 35 Ill. Adm. Code 817.
- b) Subpart A contains general standards applicable to all landfills. Subpart B contains additional standards applicable to landfills which accept only inert waste. Subpart C contains additional standards applicable to landfills which accept chemical and putrescible waste.
- c) All general provisions of 35 Ill. Adm. Code 810 apply to this Part.

(Source: Amended at 18 Ill. Reg. _____, effective _____.)

SUBPART C: ADDITIONAL INFORMATION REQUIRED FOR PUTRESCIBLE AND CHEMICAL WASTE LANDFILLS

Section 812.301 Scope and Applicability

In addition to the information required by Subpart A, an application for a permit to develop a putrescible or chemical waste landfill shall contain the information required by this Subpart, except as otherwise provided in 35 Ill. Adm. Code 817.

(Source: Amended at 18 Ill. Reg. _____, effective _____.)

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of the Part: PROCEDURAL REQUIREMENTS FOR ALL LANDFILLS EXEMPT FROM PERMITS
- 2) Code Citation: 35 Ill. Adm. Code 815
- 3) Section Numbers: Proposed Action:
815.202, 815.401
Amendment
- 4) Statutory Authority: Ill. Rev. Stat. 1991, ch. 111½, pars. 1005, 1021, 1021.1, 1022, 1022.17, 1028.1 and 1027 (415 ILCS 5/5, 5/21, 5/21.1, 5/22, 5/22.17, 5/28.1 and 5/27).
- 5) A Complete Description of the Subjects and Issues Involved:

A more detailed description is contained in the Board's opinion and order of September 23, 1993 in R90-23, which opinion and order is available from the address below.

On August 17, 1990, in R88-7, the Board adopted extensive regulations at 35 Ill. Adm. Code 810 through 815 and amendments to the existing regulations at 35 Ill. Adm. Code 807 to govern the landfill disposal of non-hazardous waste. See 14 Ill. Reg. 15785 (Part 812), 15817 (Part 815), 15814 (Part 813), 15850 (Part 814), 15832 (Part 807), 15838 (Part 810), and 15861 (Part 811) (effective Sept. 18, 1990). As part of that extensive rulemaking proceeding, the Board provided at 35 Ill. Adm. Code 811.101(b) that the regulations would have a limited applicability to landfills that disposed exclusively of wastes generated by foundries and primary steel production facilities, provided those industries filed a rulemaking proposal relating specifically to those wastes prior to December 1, 1990. This was done in response to the participation of those industries in the R88-7 proceeding.

On December 12, 1990, the Board received a rulemaking proposal from the affected industries. After a February 4, 1991 response by Steel and Foundry to a December 20, 1993 request by the Board for more information, the Board adopted on February 7, 1991 a first First Notice opinion and order; this proposal was published in the Illinois Register on March 1, 1991. (See 17 Ill. Reg. 3166 (Part 811), and 3155 (Part 814), and 3173 (Part 817) (Mar. 1, 1991).) The Board conducted public hearings on May 19, June 7, and June 21, 1991. The industries filed their first amended proposal on May 13, 1991. After filing a pre-hearing discussion draft on June 24, 1992, the industries filed their second amended proposal on March 4, 1993, with further documentation filed on May 13, 1993 in response to a March 26, 1993 Board hearing officer's order.

The present proposed amendments are based on the second amended industry proposal. 35 Ill. Adm. Code 807 and 810 through 815, and newly-proposed 35 Ill. Adm. Code 817 are involved in this proceeding. The Board has made minor modifications to the language as proposed to conform the format of the rules to the Board's style and the Illinois Administrative Code filing requirements. Otherwise, the Board proposes the amendments without review of the merits of the proposal, except that the Board has requested that the industry provide definitions at 35 Ill. Adm. Code 810.103 and proposed new 35 Ill. Adm. Code 817.102 of certain key terms and certain information at 35 Ill. Adm. Code 810.104 relating to certain documents used throughout the rules.

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

- The present rulemaking would establish requirements for certain landfills accepting wastes from the foundry and primary steel industries for disposal. These requirements would apply in place of those that would otherwise apply.
- 6) Will these proposed amendments replace emergency amendments currently in effect? No.
- 7) Does this rulemaking contain an automatic repeal date? No.
- 8) Does these proposed amendments contain incorporations by reference? No.
- 9) Are there any other amendments pending on this Part? No.

10) Statement of Statewide Policy Objectives:

The proposed amendments could require a local government to modify its activities for the disposal of non-hazardous wastes generated by the steel and foundry industries. The existing regulations at 35 Ill. Adm. Code 807 and 810 through 815 already govern the land disposal of those wastes, and the proposed amendments to this Part would constitute a relaxation of those existing requirements for the disposal of certain of those wastes. The policy objectives implemented by this proposal are found in Sections 20 and 22 of the Environmental Protection Act (Ill. Rev. Stat. 1991 ch. 111½, par. 1020 and 1022 (415 ILCS 5/20 and 5/22 (1992))).

11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking:

The Board will accept written public comment on this proposal for a period of 45 days after the date of this publication. Comments should reference Docket R90-26 and be addressed to:

Ms. Dorothy M. Gunn, Clerk
Illinois Pollution Control Board
State of Illinois Center, Suite 11-500
100 W. Randolph St.
Chicago, IL 60601

12) Initial Regulatory Flexibility Analysis:

A) Date rule was submitted to the Small Business Office of the Department of Commerce and Community Affairs: September 27, 1993.

B) Types of small businesses affected:

The existing rules of 35 Ill. Adm. Code 807 and 810 through 815 and the proposed amendments to this Part affect small businesses which generate, transport, treat, store or dispose of waste. The proposed amendments to this Part would constitute a relaxation of the existing requirements for the disposal of certain steel and foundry industry wastes.

C) Reporting, bookkeeping or other procedures required for compliance:

The existing rules of 35 Ill. Adm. Code 807 and 810 through 815 and the proposed amendments to this Part require extensive reporting,

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

bookkeeping and other procedures, including the preparation of manifests and annual reports, waste analyses and maintenance of operating records. The proposed amendments to this Part would constitute a relaxation of the existing requirements for the disposal of certain steel and foundry industry wastes. However, the regulations would change or modify certain of the existing reporting, bookkeeping, or other procedures so as to increase the compliance burden in some ways and decrease it in others.

D) Types of professional skills necessary for compliance:

Compliance with the existing rules of 35 Ill. Adm. Code 807 and 810 through 815 and the proposed amendments to this Part may require the services of an attorney, certified public accountant, chemist and registered professional engineer. The proposed amendments to this Part would constitute a relaxation of the existing requirements for the disposal of certain steel and foundry industry wastes. However, the regulations would change or modify certain of the existing professional skills necessary so as to increase the compliance burden in some ways and decrease it in others.

The full text of the proposed amendments begins on the next page:

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

TITLE 35: ENVIRONMENTAL PROTECTION
SUBTITLE G: WASTE DISPOSAL
CHAPTER I: POLLUTION CONTROL BOARD
SUBCHAPTER I: SOLID WASTE AND SPECIAL WASTE HAULING

PART 815

PROCEDURAL REQUIREMENTS FOR ALL LANDFILLS EXEMPT FROM PERMITS

SUBPART A: GENERAL REQUIREMENTS

Section
815.101 Scope and Applicability
815.102 Required Signatures

SUBPART B: INITIAL FACILITY REPORT

Section
815.201 Scope and Applicability
815.202 Filing Deadline
815.203 Information to be Filed
815.204 Required Signatures

SUBPART C: ANNUAL REPORTS

Section
815.301 Scope and Applicability
815.302 Reporting Period
815.303 Information to be Submitted

SUBPART D: QUARTERLY GROUNDWATER REPORTS

Section
815.401 Scope and Applicability
815.402 Filing Schedule

SUBPART E: INFORMATION TO BE RETAINED ON-SITE

Section
815.501 Scope and Applicability
815.502 Acceptance Reports
815.503 Other Information

AUTHORITY: Implementing Sections 5, 21, 21.1, 22, 22.1, 22.17, 28.1, and authorized by Section 27 of the Environmental Protection Act (Ill. Rev. Stat. 1989), ch. 111½, pars. 1005, 1021, 1021.1, 1022, 1022.17, 1028.1 and 1027 [415 ILCS 5/5, 5/21, 5/21.1, 5/22, 5/22.17, 5/28.1 and 5/27].

SOURCE: Adopted in R88-7 at 14 Ill. Reg. 15807, effective September 18, 1990; amended in R90-26 at 18 Ill. Reg. _____, effective _____.

SUBPART B: INITIAL FACILITY REPORT

Section 815.202 Filing Deadline

a) Existing 35 Ill. Adm. Code 811 Facilities

The initial facility report shall be filed with the Agency within two years of the effective date of this Part.

b) Existing 35 Ill. Adm. Code 817 Facilities

Those facilities covered by 35 Ill. Adm. Code 817 shall file an

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

amended initial facility report within one year of the effective date of that Part.

- c1 New Facilities
- The initial facility report shall be filed with the Agency before any waste is accepted.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

SUBPART D: QUARTERLY GROUNDWATER REPORTS

Section 815.401 Scope and Applicability

All landfills regulated under this Part shall file all groundwater monitoring data with the Agency in accordance with the filing schedule of this Subpart, and file modifications, since the last quarterly report, to any list of background concentrations prepared in accordance with 35 Ill. Adm. Code 811.320(d)(1) or 817.416(d)(1), as applicable.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

Heading of the Part: PROCEDURAL REQUIREMENTS FOR PERMITTED LANDFILLS

- Code Citation: 35 Ill. Adm. Code 813
- Section Numbers: Proposed Action: 813.101 Amendments

Statutory Authority: Ill. Rev. Stat. 1991, ch. 111½, pars. 1005, 1021, 1021.1, 1022, 1022.17, 1028.1 and 1027 [415 ILCS 5/5, 5/21, 5/21.1, 5/22, 5/22.17, 5/28.1 and 5/27].

A Complete Description of the Subjects and Issues Involved:

A more detailed description is contained in the Board's opinion and order of September 23, 1993 in R90-23, which opinion and order is available from the address below.

On August 17, 1990, in R88-7, the Board adopted extensive regulations at 35 Ill. Adm. Code 810 through 815 and amendments to the existing regulations at 35 Ill. Adm. Code 807 to govern the landfill disposal of non-hazardous waste. See 14 Ill. Reg. 15785 (Part 812), 15817 (Part 815), 15814 (Part 813), 15850 (Part 814), 15832 (Part 807), 15838 (Part 810), and 15861 (Part 811) (effective Sept. 18, 1990). As Part of that extensive rulemaking proceeding, the Board provided at 35 Ill. Adm. Code 811-101(b) that the regulations would have a limited applicability to landfills that disposed exclusively of wastes generated by foundries and primary steel production facilities, provided those industries filed a rulemaking proposal relating specifically to those wastes prior to December 1, 1990. This was done in response to the participation of those industries in the R88-7 proceeding.

On December 12, 1990, the Board received a rulemaking proposal from the affected industries. After a February 4, 1991 response by Steel and Foundry to a December 20, 1993 request by the Board for more information, the Board adopted on February 7, 1991 a first First Notice opinion and order; this proposal was published in the Illinois Register on March 1, 1991. (See 17 Ill. Reg. 3166 (Part 811), and 3155 (Part 814), and 3173 (Part 817) (Mar. 1, 1991).) The Board conducted public hearings on May 19, June 7, and June 21, 1991. The industries filed their first amended proposal on May 13, 1991. After filing a pre-hearing discussion draft on June 24, 1992, the industries filed their second amended proposal on March 4, 1993, with further documentation filed on May 13, 1993 in response to a March 26, 1993 Board hearing officer's order.

The present proposed amendments are based on the second amended industry proposal. 35 Ill. Adm. Code 807 and 810 through 815, and newly-proposed 35 Ill. Adm. Code 817 are involved in this proceeding. The Board has made minor modifications to the language as proposed to conform the format of the rules to the Board's style and the Illinois Administrative Code filing requirements. Otherwise, the Board proposes the amendments without review of the merits of the proposal, except that the Board has requested that the industry provide definitions at 35 Ill. Adm. Code 810.103 and proposed new 35 Ill. Adm. Code 817.102 of certain key terms and certain information at 35 Ill. Adm. Code 810.104 relating to certain documents used throughout the rules.

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

The present rulemaking would establish requirements for certain landfills accepting wastes from the foundry and primary steel industries for disposal. These requirements would apply in place of those that would otherwise apply.

- 6) Will these proposed amendments replace emergency amendments currently in effect? No.
- 7) Does this rulemaking contain an automatic repeal date? No.
- 8) Does these proposed amendments contain incorporations by reference? No.
- 9) Are there any other amendments pending on this Part? No.

10) Statement of Statewide Policy Objectives:

The proposed amendments could require a local government to modify its activities for the disposal of non-hazardous wastes generated by the steel and foundry industries. The existing regulations at 35 Ill. Adm. Code 807 and 810 through 815 already govern the land disposal of those wastes, and the proposed amendments to this Part would constitute a relaxation of those existing requirements for the disposal of certain of those wastes. The policy objectives implemented by this proposal are found in Sections 20 and 22 of the Environmental Protection Act (Ill. Rev. Stat. 1991 ch. 111½, par. 1020 and 1022 [415 ILCS 5/20 and 5/22 (1992)]).

11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking:

The Board will accept written public comment on this proposal for a period of 45 days after the date of this publication. Comments should reference Docket R90-26 and be addressed to:

Ms. Dorothy M. Gunn, Clerk
Illinois Pollution Control Board
State of Illinois Center, Suite 11-500
100 W. Randolph St.
Chicago, IL 60601

12) Initial Regulatory Flexibility Analysis:

A) Date rule was submitted to the Small Business Office of the Department of Commerce and Community Affairs: September 27, 1993.

B) Types of small businesses affected:

The existing rules of 35 Ill. Adm. Code 807 and 810 through 815 and the proposed amendments to this Part affect small businesses which generate, transport, treat, store or dispose of waste. The proposed amendments to this Part would constitute a relaxation of the existing requirements for the disposal of certain steel and foundry industry wastes.

C) Reporting, bookkeeping or other procedures required for compliance:

The existing rules of 35 Ill. Adm. Code 807 and 810 through 815

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

and the proposed amendments to this Part require extensive reporting, bookkeeping and other procedures, including the preparation of manifests and annual reports, waste analyses and maintenance of operating records. The proposed amendments to this Part would constitute a relaxation of the existing requirements for the disposal of certain steel and foundry industry wastes. However, the regulations would change or modify certain of the existing reporting, bookkeeping, or other procedures so as to increase the compliance burden in some ways and decrease it in others.

D) Types of professional skills necessary for compliance:

Compliance with the existing rules of 35 Ill. Adm. Code 807 and 810 through 815 and the proposed amendments to this Part may require the services of an attorney, certified public accountant, chemist and registered professional engineer. The proposed amendments to this Part would constitute a relaxation of the existing requirements for the disposal of certain steel and foundry industry wastes. However, the regulations would change or modify certain of the existing professional skills necessary so as to increase the compliance burden in some ways and decrease it in others.

The full text of the proposed amendments begins on the next page:

NOTICE OF PROPOSED AMENDMENTS

TITLE 35: ENVIRONMENTAL PROTECTION
SUBTITLE G: WASTE DISPOSAL
CHAPTER I: POLLUTION CONTROL BOARD
SUBCHAPTER I: SOLID WASTE AND SPECIAL WASTE HAULING

PART 813
PROCEDURAL REQUIREMENTS FOR PERMITTED LANDFILLS

SUBPART A: GENERAL PROCEDURES

Section
813.101
813.102
813.103
813.104
813.105
813.106
813.107
813.108
813.109
813.110
813.111

Scope and Applicability
Delivery of Permit Application
Agency Decision Deadlines
Standards for Issuance of a Permit
Standards for Denial of a Permit
Permit Appeals
Permit No Defense
Term of Permit
Transfer of Permits
Adjusted Standards to Engage in Experimental Practices
Agency Review of Contaminant Transport Models

SUBPART B: ADDITIONAL PROCEDURES FOR MODIFICATION AND
SIGNIFICANT MODIFICATION OF PERMITS

Section
813.201
813.202

813.203
813.204

Initiation of a Modification or Significant Modification
Information Required for a Significant Modification of an Approved Permit
Specific Information Required for a Significant Modification to Obtain Operating Authorization
Procedures for a Significant Modification of an Approved Permit

SUBPART C: ADDITIONAL PROCEDURES FOR THE RENEWAL OF PERMITS

Section
813.301
813.302
813.303
813.304
813.305

Time of Filing
Effect of Timely Filing
Information Required for a Permit Renewal
Updated Groundwater Impact Assessment
Procedures for Permit Renewal

SUBPART D: ADDITIONAL PROCEDURES FOR INITIATION AND TERMINATION
OF TEMPORARY AND PERMANENT CLOSURE AND POSTCLOSURE CARE

Section
813.401
813.402
813.403

Agency Notification Requirements
Certification of Closure
Termination of the Permit

SUBPART E: REPORTS TO BE FILED WITH THE AGENCY

Section
813.501
813.502
813.503

Annual Reports
Quarterly Groundwater Reports
Information to be Retained at or near the Waste Disposal Facility

AUTHORITY: Implementing Sections 5, 21, 21.1, 22, 22.17 and 28.1 and
authorized by Section 27 of the Environmental Protection Act (Ill. Rev. Stat.
1989, ch. 111, pars. 1005, 1021, 1021.1, 1022, 1022.17, 1028.1 and 1027
[5/5, 5/21, 5/21.1, 5/22, 5/22.17, 5/28.1 and 5/21]).

NOTICE OF PROPOSED AMENDMENTS

SOURCE: Adopted in R88-7 at 14 Ill. Reg. 15814, effective September 18, 1990;
amended in R92-19 at 17 Ill. Reg. 12409, effective July 19, 1993; amended in
R90-26 at 18 Ill. Reg. _____, effective _____.

NOTE: Capitalization indicates statutory language.

SUBPART A: GENERAL PROCEDURES

Section 813.101 Scope and Applicability

a) This Subpart contains the procedures to be followed by all
applicants and the Agency for applications for permits required
pursuant to Section 21(d) of the Environmental Protection Act
(Act) (Ill. Rev. Stat. 1989, ch. 111, pars. 1021(d) [415 ILCS
5/21(d)] and 35 Ill. Adm. Code 811, 812, and 814, and 817. The
procedures in this Part apply to applications to issue a permit to
develop and operate a landfill, to modify a permit, to renew an
expired permit, and to conduct an experimental practice.

b) All general provisions of 35 Ill. Adm. Code 810 apply to this
Part.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED RULES

1) Heading of the Part: REQUIREMENTS FOR NEW STEEL AND FOUNDRY INDUSTRY WASTES LANDFILLS2) Code Citation: 35 Ill. Adm. Code 8173) Section Numbers: Proposed Action:

817.101,	817.102,	817.103	New Section
817.104,	817.105,	817.106	New Section
817.107,	817.201,	817.202	New Section
817.203,	817.204,	817.301	New Section
817.302,	817.303,	817.304	New Section
817.305,	817.306,	817.307	New Section
817.308,	817.401,	817.402	New Section
817.403,	817.404,	817.405	New Section
817.406,	817.407,	817.408	New Section
817.409,	817.410,	817.411	New Section
817.412,	817.413,	817.414	New Section
817.415,	817.416,	817.417	New Section
817.418,	817.419,	817.420	New Section
817.421,	817.501,	817.Appendix A	New Section

4) Statutory Authority: Ill. Rev. Stat. 1991, ch. 111½, pars. 1005, 1021, 1021.1, 1022, 1022.17, 1028.1 and 1027 [415 ILCS 5/5, 5/21, 5/21.1, 5/22, 5/22.17, 5/28.1, and 5/27].5) A Complete Description of the Subjects and Issues Involved:

A more detailed description is contained in the Board's opinion and order of September 23, 1993 in R90-23, which opinion and order is available from the address below.

On August 17, 1990, in R88-7, the Board adopted extensive regulations at 35 Ill. Adm. Code 810 through 815 and amendments to the existing regulations at 35 Ill. Adm. Code 807 to govern the landfill disposal of non-hazardous waste. See 14 Ill. Reg. 15785 (Part 812), 15817 (Part 815), 15814 (Part 813), 15850 (Part 814), 15832 (Part 807), 15838 (Part 810), and 15861 (Part 811) (effective Sept. 18, 1990). As part of that extensive rulemaking proceeding, the Board provided at 35 Ill. Adm. Code 811.101(b) that the regulations would have a limited applicability to landfills that disposed exclusively of wastes generated by foundries and primary steel production facilities, provided those industries filed a rulemaking proposal relating specifically to those wastes prior to December 1, 1990. This was done in response to the participation of those industries in the R88-7 proceeding.

On December 12, 1990, the Board received a rulemaking proposal from the affected industries. After a February 4, 1991 response by Steel and Foundry to a December 20, 1993 request by the Board for more information, the Board adopted on February 7, 1991 a first First Notice opinion and order; this proposal was published in the Illinois Register on March 1, 1991. (See 17 Ill. Reg. 3166 (Part 811), and 3155 (Part 814), and 3173 (Part 817) (Mar. 1, 1991).) The Board conducted public hearings on May 19, June 7, and June 21, 1991. The industries filed their first amended proposal on May 13, 1991. After filing a pre-hearing discussion draft on June 24, 1992, the industries filed their second amended proposal on March 4, 1993, with further documentation filed on May 13, 1993 in response to a March 26, 1993 Board hearing officer's order.

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED RULES

The present proposed rules are based on the second amended industry proposal. 35 Ill. Adm. Code 807 and 810 through 815, and newly-proposed 35 Ill. Adm. Code 817 are involved in this proceeding. The Board has made minor modifications to the language as proposed to conform the format of the rules to the Board's style and the Illinois Administrative Code filing requirements. Otherwise, the Board proposes the rules without review of the merits of the proposal, except that the Board has requested that the industry provide definitions at 35 Ill. Adm. Code 810.103 and proposed new 35 Ill. Adm. Code 817.102 of certain key terms and certain information at 35 Ill. Adm. Code 810.104 relating to certain documents used throughout the rules.

The present rulemaking would establish requirements for certain landfills accepting wastes from the foundry and primary steel industries for disposal. These requirements would apply in place of those that would otherwise apply.

6) Will these proposed rules replace emergency rules currently in effect? No.7) Does this rulemaking contain an automatic repeal date? No.8) Does these proposed rules contain incorporations by reference?

35 Ill. Adm. Code 810.104 is the central location of the incorporations by reference for all of 35 Ill. Adm. Code 810 through 815 and proposed 35 Ill. Adm. Code 817. The present amendments add two references to 35 Ill. Adm. Code 810.104 that are used in 35 Ill. Adm. Code 817.103.

9) Are there any other amendments pending on this Part? No.10) Statement of Statewide Policy Objectives:

The proposed amendments could require a local government to modify its activities for the disposal of non-hazardous wastes generated by the steel and foundry industries. The existing regulations at 35 Ill. Adm. Code 807 and 810 through 815 already govern the land disposal of those wastes, and the proposed amendments to this Part would constitute a relaxation of those existing requirements for the disposal of certain of those wastes. The policy objectives implemented by this proposal are found in Sections 20 and 22 of the Environmental Protection Act (Ill. Rev. Stat. 1991 ch. 111½, par. 1020 and 1022 [415 ILCS 5/20 and 5/22 (1992)]).

11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking:

The Board will accept written public comment on this proposal for a period of 45 days after the date of this publication. Comments should reference Docket R90-26 and be addressed to:

Ms. Dorothy M. Gunn, Clerk
Illinois Pollution Control Board
State of Illinois Center, Suite 11-500
100 W. Randolph St.
Chicago, IL 60601

12) Initial Regulatory Flexibility Analysis:

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED RULES

A) Date rule was submitted to the Small Business Office of the Department of Commerce and Community Affairs: September 27, 1993.

B) Types of small businesses affected:

The existing rules of 35 Ill. Adm. Code 807 and 810 through 815 and the proposed rules of this Part affect small businesses which generate, transport, treat, store or dispose of waste. The proposed rules of this Part would constitute a relaxation of the existing requirements for the disposal of certain steel and foundry industry wastes.

C) Reporting, bookkeeping or other procedures required for compliance:

The existing rules of 35 Ill. Adm. Code 807 and 810 through 815 and the proposed rules of this Part require extensive reporting, bookkeeping and other procedures, including the preparation of manifests and annual reports, waste analyses and maintenance of operating records. The proposed rules of this Part would constitute a relaxation of the existing requirements for the disposal of certain steel and foundry industry wastes. However, the regulations would change or modify certain of the existing reporting, bookkeeping, or other procedures so as to increase the compliance burden in some ways and decrease it in others.

D) Types of professional skills necessary for compliance:

Compliance with the existing rules of 35 Ill. Adm. Code 807 and 810 through 815 and the proposed rules of this Part may require the services of an attorney, certified public accountant, chemist and registered professional engineer. The proposed rules of this Part would constitute a relaxation of the existing requirements for the disposal of certain steel and foundry industry wastes. However, the regulations would change or modify certain of the existing professional skills necessary so as to increase the compliance burden in some ways and decrease it in others.

The full text of the proposed rules begins on the next page:

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED RULES

TITLE 35: ENVIRONMENTAL PROTECTION

SUBTITLE G: WASTE DISPOSAL

CHAPTER I: POLLUTION CONTROL BOARD

SUBCHAPTER I: SOLID WASTE AND SPECIAL WASTE HAULING

PART 817

REQUIREMENTS FOR NEW STEEL AND FOUNDRY INDUSTRY WASTES LANDFILLS

SUBPART A: GENERAL REQUIREMENTS

Section	Scope and Applicability
817.101	Definitions
817.102	Determination of Waste Status
817.103	Sampling Frequency
817.104	Waste Classification
817.105	Waste Classification Limits
817.106	Waste Mining
817.107	

SUBPART B: STANDARDS FOR MANAGEMENT OF BENEFICIALLY USABLE STEEL AND FOUNDRY INDUSTRY WASTES

Section	Scope and Applicability
817.201	Limitations on Use
817.202	Notification
817.203	Long-Term Storage
817.204	

SUBPART C: STEEL AND FOUNDRY INDUSTRY POTENTIALLY USABLE WASTE LANDFILLS

Section	Scope and Applicability
817.301	Design Period
817.302	Final Cover
817.303	Final Slope and Stabilization
817.304	Leachate Sampling
817.305	Load Checking
817.306	Closure
817.307	Nuisance Precautions
817.308	

SUBPART D: NEW STEEL AND FOUNDRY INDUSTRY LOW RISK WASTE LANDFILLS

Section	Scope and Applicability
817.401	Facility Location
817.402	Design Period
817.403	Foundation and Mass Stability Analysis
817.404	Foundation Construction
817.405	Liner Systems
817.406	Leachate Drainage System
817.407	Leachate Collection System
817.408	Leachate Treatment and Disposal System
817.409	Final Cover System
817.410	Hydrogeologic Site Investigations
817.411	Plugging and Sealing of Drill Holes
817.412	Groundwater Impact Assessment
817.413	Design, Construction and Operation of Groundwater Monitoring Systems
817.414	Groundwater Monitoring Programs
817.415	Groundwater Quality Standards
817.416	Waste Placement
817.417	

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED RULES

- 817.418 Final Slope and Stabilization
 817.419 Load Checking
 817.420 Closure and Written Closure Plan
 817.421 Postclosure Maintenance

SUBPART E: CONSTRUCTION QUALITY ASSURANCE PROGRAMS

- Section
 817.501 Scope and Applicability

Section
 817.Appendix A Organic Chemical Constituents List

AUTHORITY: Implementing Sections 5, 21, 21.1, 22, 22.17, 28.1, and authorized by Section 27 of the Environmental Protection Act (Ill. Rev. Stat. 1991, ch. 111½, pars. 1005, 1021.1, 1022, 1022.17, 1028.1 and 1027 [415 ILCS 5/5, 5/21, 5/21.1, 5/22, 5/22.17, 5/28.1, and 5/27]).

SOURCE: Adopted in R90-26 at 18 Ill. Reg. _____, effective _____.

SUBPART A: GENERAL REQUIREMENTS

Section 817.101 Scope and Applicability

- a) In addition to the requirements of 35 Ill. Adm. Code 811.Subpart A, the standards of this Part apply exclusively to non-putrescible wastes from the steel and foundry industries. Steel and foundry industries are those covered by SIC Industry Group numbers 331 and 332 with the exception of those industries identified by SIC code 3313.
- b) Landfill units regulated under this Part shall accept waste only from the steel and foundry industries.
- c) This Part shall not apply to the not otherwise prohibited use of iron and steelmaking slags, including the use as a base for road building, but not including use for land reclamation except as allowed under subsection (e).
- d) This part shall not apply to the not otherwise prohibited use of foundry sand which has been demonstrated as suitable for beneficial use under Section 817.105, including the use as a base for road building, but not including use for land reclamation except as allowed under subsection (e).
- e) The use of iron and steelmaking slags and foundry sands for land reclamation purposes may be approved by the Agency provided it is determined that these uses do not pose a threat to public health and the environment.
- f) This part shall not apply to the use or reuse of iron and steelmaking slags and foundry sands as ingredients in an industrial process to make a product.

Section 817.102 Definitions

In addition to the definitions of 35 Ill. Adm. Code 810.103, the following

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED RULES

terms shall have the following meanings for the purposes of this Part only:

"Beneficially usable waste"
 BOARD NOTE: [The Board has requested that the proponent (steel and foundry) industries provide a definition of this term.]

"Low risk waste"

BOARD NOTE: [The Board has requested that the proponent (steel and foundry) industries provide a definition of this term.]

"Potentially usable waste"

BOARD NOTE: [The Board has requested that the proponent (steel and foundry) industries provide a definition of this term.]

Section 817.103 Determination of Waste Status

- a) A representative sample of leachate extracted by ASTM Method D3987-85, incorporated by reference in 35 Ill. Adm. Code 810.204 from each waste stream to be disposed of or utilized shall be used to characterize the expected constituents and concentrations of the leachate. Representative samples of waste streams to be tested shall be obtained by use of ASTM Method D2234-76, incorporated by reference in 35 Ill. Adm. Code 810.204.
- b) Actual samples of leachate from an existing solid waste disposal unit or beneficial use site may be utilized under the following conditions:
 - 1) The waste in the existing unit is similar to the waste to be used or disposed;
 - 2) The conditions under which the leachate was formed are similar to those expected to be encountered; and
 - 3) Leachate is sampled so as to be representative of undiluted and unattenuated leachate emanating from the unit.

Section 817.104 Sampling Frequency

- a) All individual wastes streams shall be tested annually pursuant to 817.103(a).
- b) Additional testing on individual waste streams shall be conducted when any of the following occurs:
 - 1) There is a change in the raw materials which could result in a change in the wastes' classification;
 - 2) There is a modification to the process which generates the waste and the change could significantly affect the wastes' leaching characteristics; or
 - 3) There is an addition of a new process which may generate a new waste material.

Section 817.105 Waste Classification

- a) Wastes regulated by this Part shall be classified on the basis of

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED RULES

leaching potential as determined by the procedure at Section 817.103.

- b) Wastes regulated by this Subpart shall fall into one of four classifications:

- 1) Beneficially usable waste;
- 2) Potentially usable waste;
- 3) Low risk waste; or
- 4) Chemical waste.

- c) Maximum allowable leaching concentration (MALC) for the beneficially usable, potentially usable and low risk classes are presented in the table at Section 817.106. Wastes exceeding the MALCs for the low risk class shall be regulated as chemical wastes under 35 Ill. Adm. Code 811. Subpart C.

Section 817.106 Waste Classification Limits

- a) Maximum allowable leaching concentrations (MALCs) (concentrations in mg/L):

Parameter	Beneficially Usable Wastes	Potentially Usable Wastes	Low Risk Wastes
(Primary Standards)			
Arsenic	0.05	0.1	0.25
Barium	1.0	2.0	5.0
Cadmium	0.005	0.01	0.05
Chromium	0.1	0.2	0.25
Lead	0.05	0.1	0.25
Nitrate	10.	20.	30.
Selenium	0.05	0.05	0.25
Fluoride	4.	4.	20.
Benzene	0.005	0.01	0.025
Carbon Tetra-chloride	0.005	0.01	0.025
1,2-Dichloro-ethane	0.005	0.01	0.017
1,1-Dichloro-ethylene	0.007	0.014	0.035
cis-1,2-Dichloro-ethylene	0.07	0.14	0.35
trans-1,2-Dichloro-ethylene	0.1	0.2	0.5
1,2-Dichloro-propane	0.005	0.01	0.025
Ethylbenzene	0.7	1.	3.5
Monochlorobenzene	0.1	0.2	0.5
Styrene	0.1	0.2	0.5
Tetrachloro-ethylene	0.005	0.01	0.025
Toluene	1.	2.	5.
1,1,1-Trichloro-			

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED RULES

ethane	0.2	0.4	1.
Trichloroethylene	0.005	0.01	0.025
Trihalomethanes (total)	0.1	0.2	0.5
Vinyl Chloride	0.002	0.004	0.01
Xylenes (total)	10.	10.	50.

(Secondary Standards)

Chloride	250.	250.	500.
Manganese	0.15	0.75	3.75
Copper	5.	5.	10.
Iron	5.	5.	15.
Sulfates	400.	400.	800.
Zinc	5.	10.	50.
Total Dissolved Solids (TDS)	1,200.	1,200.	3,500.

- b) The Agency, pursuant to a permit, may allow exceedences of any secondary standard provided that the permit applicant can make an adequate showing that the limit increase will not adversely impact human health or the environment.

Section 817.107 Waste Mining

- a) Landfills covered by this Part, including previously abandoned or closed units, may be mined to recover useable materials. The handling, storage, and ultimate use of the mined wastes must conform with the requirements of this Part.
- b) A closure plan for the mined area must be developed prior to initiating mining activity. The closure plan must be consistent with the closure requirements of Subpart C of this Part.
- c) If the facility is conducting mining operations on the effective date of this rule, a closure plan must be submitted within 60 days of the effective date of this Part.
- d) If, during the mining operation, wastes are discovered in the landfill that exceed the leaching limits for low risk wastes, the closure plan must be amended to ensure that the closure complies with the standards of 35 Ill. Adm. Code 814.402.
- e) If no waste is removed from the landfill for a period of greater than one year, the facility must initiate closure.
- f) Following completion of the mining activity, those portions of the landfill that were disturbed and that still contain waste must be closed pursuant to the closure plan.
- g) No new wastes may be disposed of in the mined areas of the landfill during or after the mining operation unless provided for in the closure plan.

SUBPART B: STANDARDS FOR MANAGEMENT OF BENEFICIALLY USABLE STEEL AND FOUNDRY INDUSTRY WASTES

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED RULES

Section 817.201 Scope and Applicability

The standards of this Subpart, along with 35 Ill. Adm. Code 811.101 and 811.102, shall apply to all steel and foundry industry wastes not exempt under Section 817.101 and which meet the MLC limits for beneficially usable wastes provided in Section 817.106.

Section 817.202 Limitations on Use

- a) Wastes regulated by this Subpart may only be used as substitutes for commercially available materials including soil used for land reclamation purposes. Open dumps containing beneficial waste are prohibited.
- b) Stors of wastes shall take all necessary precautions to ensure that the waste piles do not present a dust or runoff nuisance or produce violations of the Act or regulations promulgated pursuant thereto.
- c) Access to the open face of the unit and all other areas within the boundaries of the facility shall be restricted to prevent unauthorized entry at all times.

Section 817.203 Notification

- a) The generator of wastes regulated by this Subpart, including persons conducting waste mining under 817.107, shall certify that the waste sent to an offsite beneficial use meets the Subpart A requirements for beneficial waste. A copy of the certification shall be attached to the Bill of Lading for each shipment.
- b) The generator of wastes regulated by this subpart shall submit the following information to the Agency for each new recipient of the waste and for each new use location:
 - 1) A detailed description of the process generating the material;
 - 2) A demonstration that the proposed material handling activity will not cause a release or threat of release of contaminants to the air or water that will exceed standards promulgated by the Board or would adversely affect or impact human health or the environment;
 - 3) A physical description of the waste stream. This description should include information on size, shape, form, particle size, and volume of the waste;
 - 4) The analytical results of the leaching test completed pursuant to Section 817.103;
 - 5) A physical analysis of the waste including percent moisture, ignitability, corrosivity, solubility, and reactivity;
 - 6) Groundwater monitoring data, if available; and
 - 7) A description of the proposed use or reuse activity and site including location, special handling instructions, and

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED RULES

estimated usage timetable.

Section 817.204 Long-Term Storage

Storage piles and landfills that are regulated by this subpart and that have not had waste either added to or removed from the unit for more than eighteen months must be closed as a landfill pursuant to the provisions of Subpart C of this Part. Persons who store waste for periods of more than one year may obtain an extension of the closure requirement from the Agency provided that proof, in the form of a past or present sales contract, a request for quotation or similar evidence, of a specific market for the material is provided.

SUBPART C: STEEL AND FOUNDRY INDUSTRY POTENTIALLY USABLE WASTE LANDFILLS

Section 817.301 Scope and Applicability

The standards of this Subpart, in addition to the requirements of 35 Ill. Adm. Code 811. Subpart A, shall apply to all landfills in which only potentially usable waste is to be placed.

Section 817.302 Design Period

The design period for all potentially usable waste disposal units shall be the estimated operating life of the unit plus a minimum postclosure care period of five years. For landfills, other than those used exclusively for disposing waste generated at the site, the minimum postclosure care period, for purposes of monitoring settling at the site, shall be 15 years.

Section 817.303 Final Cover

Unless otherwise specified in a permit or other written Agency approval, a minimum of 0.46 meters (1.5 feet) of soil material that will support vegetation which prevents or minimizes erosion shall be applied over all disturbed areas.

Section 817.304 Final Slope and Stabilization

- a) The waste disposal unit shall be designed and constructed to achieve a minimum static slope safety factor of 1.5 and a minimum seismic safety factor of 1.3.
- b) Standards for vegetation:
 - 1) Vegetation shall be promoted on all reconstructed surfaces to minimize wind and water erosion;
 - 2) Vegetation shall be compatible with (i.e., grow and survive under) the local climatic conditions;
 - 3) Vegetation shall require little maintenance;
 - 4) Vegetation shall consist of a diverse mix of native and introduced species consistent with the postclosure land use; and

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED RULES

- 5) Temporary erosion control measures, including, but not limited to, the application, alone or in combination, of mulch, straw, netting, or chemical soil stabilizers, shall be undertaken while vegetation is being established.

- c) The landfill site shall be monitored for settling as specified in Section 817.302 in order to meet the requirements of this Section.

Section 817.305 Leachate sampling

- a) All potentially usable waste landfills shall be designed to include a monitoring system capable of collecting representative samples of leachate generated by the waste, using methods such as, but not limited to, a pressure-vacuum lysimeter, trench lysimeter or a well point. The sampling locations shall be located so as to collect the most representative leachate samples. Samples will not be composited but analyzed individually.
- b) Leachate samples shall be collected and analyzed at least once every six months to determine, using the statistical procedures of 35 Ill. Adm. Code 811.320(e)(2) and (e)(3), whether the Section 817.106 limits for potentially usable waste have been exceeded.
- c) If the results of testing of leachate samples in accordance with subsection (b) above indicate that the organic chemical limits for potentially usable waste, as defined in Section 817.10, have not been exceeded for four consecutive sampling periods, the subsection (b) sampling frequency for organics shall be reduced to once every two years.
- d) If the results of testing of leachate samples in accordance with subsection (b) above confirm that the leachate exceeds the limits for potentially usable waste as defined in Section 817.106, the operator shall:

- 1) notify the Agency in writing of this finding within 10 days following the finding;
 - 2) shall verify the exceedence by taking additional samples within 45 days of the initial observation;
 - 3) shall report the results of the verification sampling to the Agency within 60 days of the initial observation;
 - 4) shall determine the cause of the exceedence which may include, but not be limited to, the waste itself, natural phenomena, sampling or analysis errors, or an offsite source;
 - 5) shall notify the Agency in writing of a confirmed exceedence and provide the rationale used in such a determination within ten days of the determination; and
 - 6) if the exceedence is attributable to the landfill, return to a quarterly sampling program for organics until such time as the exceedences cease.
- e) If, as a result of further testing of the leachate pursuant to

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED RULES

subsection (d)(2) of this Section and statistical analysis of the results in accordance with 35 Ill. Adm. Code 811.320(e), it is determined that the facility leachate exceeds the Section 817.106 limits for potentially usable waste but does not exceed the limits for low risk waste, the facility:

- 1) shall no longer be subject to the potentially usable waste landfill requirements of Subpart C of this Part;
 - 2) shall immediately be subject to the requirements for Low Risk Waste Landfills of 35 Ill. Adm. Code 814.602.
- f) If the results of the retesting completed pursuant to Section 817.305(d)(2) indicate that the leachate exceeds the Section 817.106 limits for low risk waste landfills, the facility:
- 1) shall no longer be subject to the potentially usable waste landfill requirements of Subpart C of this Part;
 - 2) shall immediately cease accepting waste;
 - 3) shall, within 60 days, develop a closure plan that incorporates the requirements of 35 Ill. Adm. Code 811.320 Subpart C; and
 - 4) shall initiate closure within 90 days pursuant to a closure plan and complete closure within one year or pursuant to an alternate closure schedule that has been approved, in writing, by the Agency.

- g) The results of the chemical analysis tests shall be included in the quarterly groundwater reports submitted to the Agency in accordance with 35 Ill. Adm. Code 813.502 for permitted facilities and 35 Ill. Adm. Code 815. Subpart D for non-permitted facilities.

Section 817.306 Load Checking

- a) The operator shall not accept wastes for disposal at a potentially usable waste landfill unless it is accompanied by documentation that such wastes are potentially usable based on testing of the leachate from such wastes performed in accordance with the requirements of Subpart A of this Part.
- b) The operator shall institute and conduct a random load checking program at each potentially usable waste facility in accordance with the requirements of 35 Ill. Adm. Code 811.323 except that this program shall also be designed:
 - 1) to detect and discourage attempts to dispose non-potentially usable wastes at the landfill;
 - 2) to require the facility's inspector to examine at least one random load of solid waste delivered to the landfill on a random day each week; and
 - 3) to require the operator to test one randomly selected waste sample from each generator on an annual basis in accordance with Section 817.103(a) to determine if the waste is

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED RULES

potentially usable as defined in this Part.

- c) The operator shall include the results of the load checking in the annual report submitted to the Agency in accordance with 35 Ill. Adm. Code 813.501 for permitted facilities and 35 Ill. Adm. Code 815.Subpart C for non-permitted facilities.

Section 817.307 Closure

- a) The final slopes and contours shall be designed to complement and blend with the surrounding topography of the proposed final land use of the area.
- b) All drainage ways and swales shall be designed to safely pass the runoff from the 100-year, 24-hour precipitation event without scouring or erosion.
- c) The final configuration of the facility shall be designed in a manner that minimizes the need for further maintenance.
- d) Closure of the landfill must be conducted pursuant to a written closure plan.
- e) The landfill must have a closure plan that shall include, at a minimum:

- 1) a description of the steps necessary to complete the closure pursuant to the requirements of this Subpart;
- 2) an estimate of the expected year of commencement of closure;
- 3) a schedule identifying all major closure activities and the estimated time for completion of each of the identified activities; and
- 4) a contingency plan for premature closure of the facility.

- f) The landfill may continue to accept waste during closure if additional volume is needed to achieve the final design contours specified in the landfill's design drawings.

Section 817.308 Nuisance Precautions

Owners and operators of landfills regulated under this Subpart shall take all necessary precautions to ensure that the facility does not present a dust or runoff nuisance or produce violations of the Act or regulations promulgated pursuant thereto.

SUBPART D: NEW STEEL AND FOUNDRY INDUSTRY LOW RISK WASTE
LANDFILLS

Section 817.401 Scope and Applicability

The standards of this Subpart, along with 35 Ill. Adm. Code 811.Subpart A, shall apply to all new landfills in which only steel and foundry industry risk wastes are to be placed.

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED RULES

Section 817.402 Facility Location

- a) No part of a unit shall be located within a setback zone established pursuant to Section 14.2 or 14.3 of the Act.
- b) No part of a unit shall be located within the recharge zone or within 366 meters (1200 feet), vertically or horizontally, of a sole-source aquifer designated by the United States Environmental Protection Agency pursuant to Section 1424(e) of the Safe Drinking Water Act (42 U.S.C. 300h-3(e)), unless there is a stratum between the bottom of the waste disposal unit and the top of the aquifer that meets the following minimum requirements:

- 1) The stratum has a minimum thickness of 15.2 meters (50 feet);
 - 2) The maximum hydraulic conductivity in both the horizontal and vertical directions is no greater than 1×10^{-7} centimeters per second, as determined by in situ borehole or equivalent tests;
 - 3) There is no indication of continuous sand or silt seams, faults, fractures or cracks within the stratum that may provide paths for migration; and
 - 4) Age dating of extracted water samples from both the aquifer and the stratum indicates that the time of travel for water percolating downward through the relatively impermeable stratum is no faster than 15.2 meters (50 feet) in 100 years.
- c) A facility located within 152 meters (500 feet) of the right of way of a township or county road or state or interstate highway shall have its operations screened from view by a barrier of natural objects, fences, barricades, or plants no less than 2.44 meters (8 feet) in height.
- d) No part of a unit shall be located closer than 152 meters (500 feet) from an occupied dwelling, school, or hospital that was occupied on the date when the operator first applied for a permit to develop the unit or the facility containing the unit, unless the owner of such dwelling, school, or hospital provides permission to the operator, in writing, for a closer distance.

Section 817.403 Design Period

The design period for low risk waste disposal units shall be the estimated operating life plus 20 years.

Section 817.404 Foundation and Mass Stability Analysis

- a) The material beneath the unit shall have sufficient strength to support the weight of the unit during all phases of construction and operation. The loads and loading rate shall not cause or contribute to the failure of the liner.
- b) The total settlement or swell of the foundation shall not cause or contribute to the failure of the liner.

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED RULES

- c) The solid waste disposal unit shall be designed to achieve a safety factor against bearing capacity failure of at least: 2.0 under static conditions and 1.5 under seismic loadings.
- d) The waste disposal unit shall be designed to achieve a factor of safety against slope failure of at least: 1.5 for static conditions and 1.3 under seismic loading.
- e) In calculating factors of safety, both long term (in tens or hundreds of years) and short term (over the design period of the facility) conditions expected at the facility shall be considered.
- f) The potential for earthquake or blast induced liquefaction, and its effect on the stability and integrity of the unit shall be considered and taken into account in the design. The potential for landslides or earthquake induced liquefaction outside the unit shall be considered if such events could affect the unit.

Section 817.405 Foundation Construction

- a) If the in situ material provides insufficient strength to meet the requirements of Section 817.404, then the insufficient material shall be removed and replaced with clean materials sufficient to meet the requirements of Section 817.404.
- b) All trees, stumps, roots, boulders and debris shall be removed.
- c) All material shall be compacted to achieve the strength and density properties necessary to demonstrate compliance with this Part in conformance with a construction quality assurance plan pursuant to 35 Ill. Adm. Code 811.Subpart E.
- d) Placement of frozen soil or soil onto frozen ground is prohibited.
- e) The foundation shall be constructed and graded to provide a smooth, workable surface on which to construct the liner.

Section 817.406 Liner Systems

- a) All units shall be equipped with a leachate drainage and collection system and a compacted earth liner designed as an integrated system in compliance with the requirements of this Section and of Sections 817.407 and 817.408
- b) The liner and leachate collection system shall be stable during all phases of construction and operation. The side slopes shall achieve a minimum static safety factor of 1.3 and a minimum seismic safety factor of 1.0 at all times.
- c) The liner shall be designed to function for the entire design period.
- d) Compacted earth liner standards:
 - 1) The minimum allowable thickness shall be 0.91 meters (3.0 feet).
 - 2) The liner shall be compacted to achieve a maximum hydraulic

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED RULES

- conductivity of 1×10^{-7} centimeters per second.
- 3) The construction and compaction of the liner shall be carried out in accordance with the construction quality assurance procedures of 35 Ill. Adm. Code 811.Subpart E so as to reduce void spaces and allow the liner to support the loadings imposed by the waste disposal operation without settling that causes or contributes to the failure of the leachate collection system.
- 4) The liner shall be constructed from materials whose properties are not affected by contact with the constituents of the leachate expected to be produced.
- e) Slurry trenches and cutoff walls used to prevent migration of leachate:
 - 1) Slurry trenches and cutoff walls built to contain leachate migration shall be used only in conjunction with a compacted earth liner meeting the requirements of subsection (d) above or as part of a remedial action required by 35 Ill. Adm. Code 811.319.
 - 2) Slurry trenches and cutoff walls shall extend into the bottom confining layer to a depth that will establish and maintain a continuous connection and prevent seepage.
 - 3) Exploration borings shall be drilled along the route of the slurry trench or cutoff wall to confirm the depth to the confining layer. In situ tests shall be conducted to determine the hydraulic conductivity of the confining layer.
 - 4) Slurry trenches and cutoff walls shall be stable under all conditions during the design period of the facility. They shall not be susceptible to displacement or erosion under stress or hydraulic gradient.
 - 5) Slurry trenches and cutoff walls shall be constructed in conformance to a construction quality assurance plan, pursuant to 35 Ill. Adm. Code 811.Subpart E, that insures that all material and construction methods meet design specifications.
- f) The owner or operator may utilize liner configurations other than those specified in this Section, special construction techniques, and admixtures, provided that:
 - 1) The alternative technology or material provides equivalent, or superior, performance to the requirements of this Section;
 - 2) The technology or material has been successfully utilized in at least one application or pilot facility similar to the proposed application;
 - 3) Methods for manufacturing quality control and construction quality assurance can be implemented and

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED RULES

- 4) The owner or operator has received written approval from the Agency prior to the start of construction.

Section 817.407 Leachate Drainage System

- a) The leachate drainage system shall be designed and constructed to be capable of operation throughout the entire design period.
- b) The system shall be designed in conjunction with the leachate collection system required by Section 817.408:
- 1) To maintain a maximum head of leachate 3.0 meters (10 feet) above the liner and
 - 2) To operate during the month when the highest average monthly precipitation occurs and if the liner bottom is located within the saturated zone, under the condition that the groundwater table is at its seasonal high level. In addition, the following design assumptions shall apply:

- A) The unit is assumed to be at field capacity, and
- B) The final cover is in place.

- c) A drainage layer shall overlay the entire liner system. This drainage layer shall be no less than 0.30 meter (one foot) thick and shall have a hydraulic conductivity equal to or greater than 1×10^{-3} centimeters per second.
- d) The drainage layer shall be designed to maintain laminar flow throughout the drainage layer under the conditions described in subsection (b).
- e) The drainage layer shall be designed with a graded filter or geotextile as necessary to minimize clogging and prevent intrusion of fine material.
- f) Materials used in the leachate collection system shall be chemically resistant to the wastes and the leachate expected to be produced.

Section 817.408 Leachate Collection System

- a) The leachate collection system shall be designed and constructed to function for the entire design period.
- b) Collection pipes shall be designed for open channel flow to convey leachate under the conditions established in Section 817.407(b).
- c) Collection pipes shall be of a cross sectional area that allows cleaning.
- d) Materials used in the leachate collection system shall be chemically resistant to the waste and the leachate expected to be produced.
- e) The collection pipe material and bedding materials as placed shall possess structural strength to support the maximum loads imposed

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED RULES

by the overlying materials and equipment used at the facility.

- f) Collection pipes shall be constructed within a coarse gravel envelope using a graded filter or geotextile as necessary to minimize clogging.
- g) The system shall be equipped with a sufficient number of manholes and cleanout risers to allow cleaning and maintenance of all pipes throughout the design period.

Section 817.409 Leachate Treatment and Disposal System

- a) Leachate shall be removed from the drainage and collection system when the leachate level in the landfill interferes with landfill operations. The operator is responsible for the operation of a leachate management system designed to handle all leachate removed from the collection system. The leachate management system shall consist of any combination of storage, treatment, pretreatment, and disposal options designed and constructed in compliance with the requirements of this Section.

- b) The leachate management system shall consist of any combination of multiple treatment and storage structures, to allow the management and disposal of leachate during routine maintenance and repairs.

- c) Standards for on-site treatment and pretreatment:

- 1) All on-site treatment or pretreatment systems shall be considered part of the facility.
 - 2) The on-site treatment or pretreatment system shall be designed in accordance with the expected characteristics of the leachate. The design may include modifications to the system necessary to accommodate changing leachate characteristics.
 - 3) The on-site treatment or pretreatment system shall be designed to function for the entire design period.
 - 4) All of the facility's unit operations, tanks, ponds, lagoons and basins shall be designed and constructed with liners or containment structures to control seepage to groundwater. The ponds, lagoons, and basins shall be inspected prior to use for cracks and settling and, if leachate is stored in them for more than 60 days, they shall be subject to groundwater monitoring pursuant to this Part.
 - 5) All treated effluent discharged to waters of the State shall meet the requirements of 35 Ill. Adm. Code 309.
 - 6) The treatment system shall be operated by an operator certified under the requirements of 35 Ill. Adm. Code 312.
- d) Standards for leachate storage systems:
- 1) The leachate storage facility must be able to store a minimum of at least five days' worth of accumulated leachate at the maximum generation rate used in designing the

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED RULES

leachate drainage system in accordance with Section 817.407. The minimum storage capacity may be built up over time and in stages, so long as the capacity for five consecutive days of accumulated leachate, during extreme precipitation conditions, is available at any time during the design period of the facility.

- 2) All leachate storage tanks shall be equipped with secondary containment systems equivalent to the protection provided by a clay liner 0.61 meter (2 feet thick) having a permeability no greater than 10⁻¹⁰ centimeters per second.
- 3) Leachate storage systems shall be fabricated from material compatible with the leachate expected to be generated and resistant to temperature extremes.
- 4) The leachate storage system shall not cause or contribute to a malodor.

e) Standards for discharge to an off-site treatment works:

- 1) Leachate may be discharged to an off-site treatment works that meets the following requirements:
 - A) All discharges of effluent from the treatment works shall meet the requirements of 35 Ill. Adm. Code 309.
 - B) The treatment system shall be operated by an operator certified under the requirements of 35 Ill. Adm. Code 312.
 - C) No more than 50 percent of the average daily influent flow can be attributable to leachate from the solid waste disposal facility. Otherwise, the treatment works shall be considered a part of the solid waste disposal facility.
- 2) The operator is responsible for securing permission from the off-site treatment works for authority to discharge to the treatment works.
- 3) All discharges to a treatment works shall meet the requirements of 35 Ill. Adm. Code 307 and 310.
- 4) Pumps, meters, valves and monitoring stations that control and monitor the flow of leachate from the unit and which are under the control of the operator shall be considered part of the facility and shall be accessible to the operator at all times.
- 5) Leachate shall be allowed to flow into the sewerage system at all times; however, if access to the treatment works is restricted or anticipated to be restricted for longer than five days, then an alternative leachate management system shall be constructed in accordance with subsection (c) above.
- 6) Where leachate is not directly discharged into a sewerage

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED RULES

system, the operator shall provide storage capacity sufficient to transfer all leachate to an off-site treatment works. The storage system shall meet the requirements of subsection (d) above.

f) Leachate monitoring:

- 1) Representative samples of leachate shall be collected from each unit and tested in accordance with subsection (f)(2) below at a frequency of once per quarter. The frequency of testing may be changed to once per year for any monitored constituent, if it is not detected in the leachate for four consecutive quarters. However, if such a constituent is detected in the leachate, testing frequency shall return to a quarterly schedule and the constituent added to the groundwater monitoring program requirements of Section 817.415. In such case, the testing frequency shall remain on a quarterly schedule until such time as the monitored constituent has remained undetected for four additional quarters.
- 2) Leachate and discharges of leachate from units shall be monitored for constituents determined by the characteristics of the waste to be disposed of in the unit. They shall include, at a minimum:
 - A) pH;
 - B) Annually, the MALC's listed in Section 817.106 and the constituents listed in Section 817.Appendix A of this Part;
 - C) Any other constituents listed in the operator's NPDES discharge permit, pursuant to 35 Ill. Adm. Code 304, or required by a publicly owned treatment works, pursuant to 35 Ill. Adm. Code 307 and 310; and
 - D) All of the indicator constituents chosen in accordance with Section 817.415(a)(2)(B) and used by the operator for groundwater monitoring.
- g) Time of operation of the leachate management system:
 - 1) The operator shall collect and dispose of leachate after closure until treatment is no longer necessary.
 - 2) Treatment is no longer necessary if the leachate constituents do not exceed the wastewater effluent standards in 35 Ill. Adm. Code 304.124, 304.125, and 304.126.
- h) If the results of testing of leachate samples in accordance with subsection (f) above show that the leachate exceeds the limits for low risk waste as defined in Section 817.106, the operator shall:
 - 1) notify the Agency in writing of this finding within 10 days following the finding;
 - 2) shall verify the exceedence by taking additional samples

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED RULES

- within 45 days of the initial observation;
- 3) shall report the results of the verification sampling to the Agency within 60 days of the initial observation;
 - 4) shall determine the source of the exceedence which may include, but not be limited to, the waste itself, natural phenomena, sampling or analysis errors, or an offsite source within 90 days of the initial observation; and
 - 4) shall notify the Agency in writing of a confirmed exceedence and provide the rationale used in such a determination within ten days of the determination.

i) If, as a result of further testing of the leachate and the background groundwater and analysis using the 35 Ill. Adm. Code 811.320(e) statistical procedure, it is determined that the facility leachate exceeds the Section 817.106 limits for low risk waste, the facility:

- 1) shall no longer be subject to the low risk waste landfill requirements of Subpart C of this Part;
- 2) shall be subject to the requirements for chemical waste landfills of 35 Ill. Adm. Code 814.302.
- j) Leachate sampling and analysis shall be completed in accordance with the standards of 35 Ill. Adm. Code 817.414(e)(1), (e)(3), (e)(4), and (e)(5).

Section 817.410 Final Cover System

a) The unit shall be covered by a final cover consisting of a low permeability layer overlain by a final protective layer constructed in accordance with the requirements of this Section.

b) Standards for the low permeability layer:

- 1) Construction of a low permeability layer shall begin not later than 60 days after placement of the final lift of solid waste.
- 2) The low permeability layer shall cover the entire unit and connect with the liner system.
- 3) The low permeability layer shall consist of any one of the following:

A) A compacted earth layer constructed in accordance with the following standards:

- i) The minimum allowable thickness shall be 0.61 meters (2.0 feet);
- ii) The layer shall be compacted to achieve a permeability of 1×10^{-7} centimeters per second and minimize void spaces.

ILLINOIS REGISTER

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED RULES

- iii) Alternative specifications may be utilized provided that the performance of the low permeability layer is equal to or superior to the performance of a layer meeting the requirements of subsections (b)(3)(A)(i) and (b)(3)(A)(ii) above.
- B) A geomembrane constructed in accordance with the following standards:
 - i) The geomembrane shall provide performance equal or superior to the compacted earth layer described in subsection (b)(3)(A) above.
 - ii) The geomembrane shall have strength to withstand the normal stresses imposed by the waste stabilization process.
 - iii) The geomembrane shall be placed over a prepared base free from sharp objects and other materials which may cause damage.
- C) Any other low permeability layer construction techniques or materials, provided that they provide equivalent or superior performance to the requirements of this subsection.

c) Standards for the final protective layer:

- 1) The final protective layer shall cover the entire low permeability layer.
- 2) The thickness of the final protective layer shall be sufficient to protect the low permeability layer from freezing and minimize root penetration of the low permeability layer, but shall not be less than 0.46 meter (1.5 feet).
- 3) The final protective layer shall consist of soil material capable of supporting vegetation.
- 4) The final protective layer shall be placed as soon as possible after placement of the low permeability layer to prevent desiccation, cracking, freezing or other damage to the low permeability layer.

Section 817.411 Hydrogeologic Site Investigations

a) Purpose. The operator shall conduct a hydrogeologic investigation to develop hydrogeologic information for the following uses:

- 1) Provide information to perform a groundwater impact assessment; and
- 2) Provide information to establish a groundwater monitoring system.

b) General requirements:

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED RULES

- 1) The investigation shall be conducted in a minimum of three phases prior to submission of any application to the Agency for a permit to develop and operate a landfill facility.
- 2) The study area shall consist of the entire area occupied by the facility and any adjacent areas, if necessary for the purpose of the hydrogeologic investigation set forth in subsection (a) above.
- 3) All borings shall be sampled continuously at all recognizable points of geologic variation, except where non-continuous sampling can provide equivalent information, samples shall be obtained at intervals no greater than 1.52 meters (five feet) in homogeneous strata.
- c) Minimum requirements for a Phase I investigation:
 - 1) The operator shall conduct a Phase I investigation to develop the following information:
 - A) Climatic aspects of the study area;
 - B) The regional and study area geologic setting, including a description of the geomorphology and stratigraphy of the area;
 - C) The regional groundwater regime including water table depths and aquifer characteristics; and
 - D) Information for the purpose of designing a Phase II hydrogeologic investigation.
 - 2) Specific requirements:
 - A) The regional hydrogeologic setting of the unit shall be established by using material available from all possible sources, including, but not limited to, the Illinois State Water Survey, the Illinois Geological Survey, the Agency, other State and Federal organizations, water well drilling logs, and previous investigations.
 - B) A minimum of one continuously sampled boring shall be drilled on the site, as close as feasible to the geographic center, to determine if the available regional hydrogeologic setting information is accurate and to characterize the site-specific hydrogeology to the extent specified by this phase of the investigation. The boring shall extend at least 15.2 meters (50 feet) below the bottom of the uppermost aquifer or through the full depth of the confining layer below the uppermost aquifer, or to bedrock, if the bedrock is below the uppermost aquifer, whichever elevation is higher. The locations of any additional borings, required under this subsection, may be chosen by the investigator, but shall be sampled continuously.
- d) Minimum requirements for a Phase II hydrogeologic investigation

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED RULES

(Phase II investigation):

- 1) Information to be developed

Using the information developed in the Phase I survey, a Phase II investigation shall be conducted to collect the site-specific information listed below as needed to augment data collected during the Phase I investigation and to prepare for the Phase III investigation:

- A) Structural characteristics and distribution of underlying strata including bedrock;
 - B) Chemical and physical properties including, but not limited to, lithology, mineralogy, and hydraulic characteristics of underlying strata including those below the uppermost aquifer;
 - C) Soil characteristics, including soil types, distribution, geochemical and geophysical characteristics;
 - D) The hydraulic conductivities of the uppermost aquifer and all strata above it;
 - E) The vertical extent of the uppermost aquifer; and
 - F) The direction and rate of groundwater flow.
- 2) Specific requirements:
- A) One boring shall be located as close as feasible to the topographical high point, and another shall be located as close as feasible to the topographical low point of the study area.
 - B) At least one boring shall be at or near each corner of the site. Where the property is irregularly shaped the borings shall be located near the boundary in a pattern and spacing necessary to obtain data over the entire study area.
 - C) Additional borings may be located at intermediate points at locations and spacings necessary to establish the continuity of the stratigraphic units.
 - D) Piezometers and groundwater monitoring wells shall be established to determine the direction and flow characteristics of the groundwater in all strata and extending down to the bottom of the uppermost aquifer. Groundwater samples taken from such monitoring wells shall be used to develop preliminary information needed for establishing background concentrations in accordance with subsection (e)(1)(G) below.
 - E) Other methods may be utilized to confirm or accumulate additional information. Such methods may be used only as a supplement to, not in lieu of, site-specific

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED RULES

boring information. Other methods include, but are not limited to, geophysical well logs, geophysical surveys, aerial photography, age dating, and test pits.

e) Minimum standards for a phase III investigation:

- 1) Using the information developed during the Phase I and Phase II investigations, the operator shall conduct a Phase III investigation. This investigation shall be conducted to collect or augment the site-specific information needed to carry out the following:

- A) Verification and reconciliation of the information collected in the Phase I and II investigations;
- B) Characterization of potential pathways for contaminant migration;
- C) Correlation of stratigraphic units between borings;
- D) Continuity of petrographic features including, but not limited to, sorting, grain size distribution, cementation and hydraulic conductivity;
- E) Identification of zones of potentially high hydraulic conductivity;
- F) Identification of the confining layer, if present;
- G) Concentrations of chemical constituents present in the groundwater and expected to appear in the leachate below the unit, down to the bottom of the uppermost aquifer, using a broad range of chemical analysis and detection procedures such as, gas chromatographic and mass spectrometric scanning. However, additional measurements and procedures shall be carried out to establish background concentrations, in accordance with Section 817.416(d), for any constituent which is listed in Section 817.106 (MCLs) or Section 817. Appendix A of this Part and which is expected to appear in the leachate;

- H) Characterization of the seasonal and temporal, naturally and artificially induced, variations in groundwater quality and groundwater flow; and

- I) Identification of unusual or unpredicted geologic features, including: fault zones, fractures traces, facies changes, solution channels, buried stream deposits, cross cutting structures and other geologic features that may affect the ability of the operator to monitor the groundwater or predict the impact of the disposal facility on groundwater.

- 2) In addition to the specific requirements applicable to Phase I and II investigations, the operator shall collect information needed to meet the minimum standards of a Phase

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED RULES

III investigation by using methods that may include, but not limited to excavation to test pits, additional borings located at intermediate points between boreholes placed during Phase I and II investigations, placement of piezometers and monitoring wells, and institution of procedures for sampling and analysis.

- f) The operator may conduct the hydrogeologic investigation in any number of alternative ways provided that the necessary information is collected in a systematic sequence consisting of at least three phases that is equal to or superior to the investigation procedures of this section.

Section 817.412 Plugging and Sealing of Drill Holes

All drill holes, including exploration borings that are not converted into monitoring wells, monitoring wells that are no longer necessary to the operation of the site, and other holes that may cause or facilitate contamination of groundwater shall be sealed in accordance with the following standards:

- a) If not sealed or plugged immediately, the drill hole shall be covered to prevent injury to people or animals.
- b) All drill holes no longer intended for use shall be back-filled with materials that are compatible with the geochemistry of the site and with the leachate in sufficient quantities and in such a way as to prevent the creation of a pathway for contaminants to migrate.
- c) For drill holes in gravels and other permeable strata where a watertight seal is not necessary to prevent the creation of pathway, drill cuttings and other earthen materials may be utilized as backfill.
- d) All excess drilling mud, oil, drill cuttings, and any other contaminated materials uncovered during or created by drilling shall be disposed of in accordance with the requirements of 35 Ill. Adm. Code 700 through 749, 807, and 809 through 815.
- e) The operator shall restore the area around the drill hole to its original condition.

Section 817.413 Groundwater Impact Assessment

The impacts of the seepage of leachate from the unit shall be assessed in a systematic fashion using the techniques described in this Section.

- a) Procedures for performing the groundwater impact assessment:

- 1) The operator shall estimate the amount of seepage from the unit during operations which assume:
 - A) That the minimum design standards for slope configuration, cover, liner, leachate drainage, and collection system apply; and
 - B) That the actual design standards planned for the unit

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED RULES

apply. Other designs for the unit may be used if determined by the operator to be appropriate to demonstrate the impacts to groundwater.

- 2) The concentration of constituents in the leachate shall be determined from actual leachate samples from the waste or similar waste, or laboratory-derived extracts.
- 3) The operator shall estimate the capability of the geology and hydrology beneath the unit to meet the groundwater quality standards of Section 817.416 at the edge of the zone of attenuation. The estimate shall be based on the volume and concentration of the leachate seepage estimated in subsections (a)(1)(A) and (a)(1)(B) of this Section and shall consider the applicable information assembled under Section 817.411.

Section 817.414 Design, Construction and Operation of Groundwater Monitoring Systems

- a) All potential sources of discharges to groundwater within the facility, including, but not limited to all waste disposal units and the leachate management system shall be identified and studied through a network of monitoring wells operated during the active life of the unit and for the time after closure specified in accordance with Section 817.415. Monitoring wells designed and constructed as part of the monitoring network shall be maintained along with records that include, but are not limited to, exact well location, well size, type of well, the design and construction practice used in its installation and well and screen depths.

b) Standards for the location of monitoring points:

- 1) A network of monitoring points shall be established at sufficient locations downgradient with respect to groundwater flow and not excluding the downward direction, to detect any discharge of contaminants from any part of a potential source of discharge.
- 2) The network shall include at least one monitoring well upgradient to the potential source(s) of discharge to provide background groundwater quality data.
- 3) Monitoring wells shall be located in stratigraphic horizons that could serve as contaminant migration pathways.
- 4) Monitoring wells shall be established as close to the potential source of discharge as possible without interfering with the waste disposal operations, and within half the distance from the edge of the potential source of discharge to the edge of the zone of attenuation downgradient, with respect to groundwater flow, from the source.
- 5) The network of monitoring points of several potential sources of discharge within a single facility may be combined into a single monitoring network, provided that

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED RULES

discharges from any part of all potential sources can be detected.

- 6) A minimum of at least one monitoring well shall be established at the edge of the zone of attenuation and shall be located downgradient with respect to groundwater flow and not excluding the downward direction, from the unit. Such well or wells shall be used to monitor any statistically significant increase in the concentration of any constituent, in accordance with Section 817.416(e) and shall be used for determining compliance with an applicable groundwater quality standard of Section 817.416. An observed statistically significant increase above the applicable groundwater quality standards of Section 817.416 in a well located at or beyond the compliance boundary shall constitute a violation.

c) Maximum allowable predicted concentrations. For the purposes of this Part, the maximum allowable predicted concentration (MAPC) for each monitored constituent shall be determined as follows:

- 1) MAPC's for those constituents with an MALC identified as a primary standard shall be background plus 10 percent of the MALC. MAPC's for those constituents with an MALC identified as a secondary standard shall be background plus 50 percent of the MALC. The MAPCs calculated in this subsection shall be applicable within the zone of attenuation.
- 2) For those constituents listed in Section 817.416 Appendix A of this Part, the MAPC shall be the practicable quantitation limit (PQL) or, if the constituent concentration exceeds the PQL in the background sample, the MAPC shall be the background constituent concentration.

d) Standards for monitoring well design and construction:

- 1) All monitoring wells shall be cased in a manner that maintains the integrity of the borehole. The casing material shall be inert so as not to affect the water sample. Casing requiring solvent-cement type coupling shall not be used.
- 2) Wells shall be screened to allow sampling only at the desired interval. Annular space between the borehole wall and well screen section shall be packed with gravel sized to avoid clogging by the material in the zone being monitored. The slot size of the screen shall be designed to minimize clogging. Screens shall be fabricated from material expected to be inert with respect to the constituents of the groundwater to be sampled.
- 3) Annular space above the well screen section shall be sealed with a relatively impermeable, expandable material such as a cement/bentonite grout, which does not react with or in any way affect the sample, in order to prevent contamination of samples and groundwater and avoid interconnections. The seal shall extend to the highest known seasonal groundwater level.

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED RULES

- 4) The annular space shall be back-filled with expanding cement grout from an elevation below the frost line and mounded above the surface and sloped away from the casing so as to divert surface water away.
- 5) The annular space between the upper and lower seals and in the unsaturated zone may be back filled with uncontaminated cuttings.
- 6) All wells shall be covered with vented caps and equipped with devices to protect against tampering and damage.
- 7) All wells shall be developed to allow free entry of water, minimize turbidity of the sample, and minimize clogging.
- 8) The transmissivity of the zone surrounding all well screens shall be established by field testing techniques.
- 9) Other sampling methods and well construction techniques may be utilized if they meet the water well construction standards of 77 Ill. Adm. Code part 920 or if the Agency has issued a written approval.

e) Standards for Sample Collection and Analysis

- 1) The groundwater monitoring program shall include consistent sampling and analysis procedures to assure that monitoring results can be relied upon to provide data representative of groundwater quality in the zone being monitored.
- 2) The operator shall utilize procedures and techniques to insure that collected samples are representative of the zone being monitored and that prevent cross contamination of samples from other monitoring wells or from other samples. At least 95 percent of a collected sample shall consist of groundwater from the zone being monitored.
- 3) The operator shall establish a quality assurance program that provides quantitative detection limits and the degree of error for analysis of each chemical constituent.
- 4) The operator shall establish a sample preservation and shipment procedure that maintains the reliability of the sample collected for analysis.
- 5) The operator shall institute a chain of custody procedure to prevent tampering and contamination of the collected samples prior to completion of analysis.
- 6) At a minimum, the operator shall sample the following parameters at all wells at the time of sample collection and immediately before filtering and preserving samples for shipment:
 - A) The elevation of the water table;
 - B) The depth of the well below ground;

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED RULES

- C) pH;
- D) The temperature of the sample; and
- E) Specific conductance;

Section 817.415 Groundwater Monitoring Programs

a) Detection monitoring program:

Any use of the term "maximum allowable predicted concentration" or "MAPC" in this Section is a reference to Section 817.414(c), as defined in Section 811.102. The operator shall implement a detection monitoring program in accordance with the following requirements:

1) Monitoring schedule and frequency:

- A) The monitoring period shall begin as soon as waste is placed into the unit of a new landfill or within one year of the effective date of this part for an existing landfill. Monitoring shall continue for a period of fifteen years after closure. The operator shall sample all monitoring points for all potential sources of contamination on a quarterly basis except as specified in subsection (a)(3) below or may institute more frequent sampling throughout the time the source constitutes a threat to groundwater. For the purposes of this Section, the source shall be considered a threat to groundwater, if the results of the monitoring indicate that the concentrations of any of the constituent monitored within the zone of attenuation are above the MAPC for that constituent.
- B) Beginning five years after closure of the unit, or five years after all other potential sources of discharge no longer constitute a threat to groundwater, as defined in subsection (a)(1)(A) above, the monitoring frequency may change on a well by well basis to an annual schedule if either of the following conditions exist. However, monitoring shall return to a quarterly schedule at any well where a statistically significant increase is determined to have occurred in accordance with Section 817.416(e), in the concentration of any constituent with respect to the previous sample.
 - i) All constituents monitored within the zone of attenuation have returned to a concentration less than or equal to ten percent of the MAPC; or
 - ii) All constituents monitored within the zone of attenuation are less than or equal to their MAPC for eight consecutive quarters.
- C) Monitoring shall be continued for a minimum period of five years after closure or, in the case of landfills, other than

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED RULES

those used exclusively for disposing waste generated at the site, a minimum period of ten years after closure. Monitoring, beyond the minimum period, may be discontinued under the following conditions:

- i) No statistically significant increase is detected in the concentration of any constituent above that measured and recorded during the immediately preceding scheduled sampling for three consecutive years, after changing to an annual monitoring frequency; or
- ii) Immediately after contaminated leachate is no longer generated by the unit.

2) Criteria for choosing constituents to be monitored:

A) The operator shall monitor each well for constituents that will provide a means for detecting groundwater contamination. Constituents shall be chosen for monitoring if they meet the following requirements:

- i) The constituent appears in, or is expected to be in, the leachate; and
- ii) The Board has established a groundwater quality standard at 35 Ill. Adm. Code 620, or the constituent may otherwise cause or contribute to groundwater contamination.

B) One or more indicator constituents, representative of the transport processes of constituents in the leachate, may be chosen for monitoring in place of the constituents it represents. The use of such indicator constituents must be included in an Agency-approved permit.

3) Organic chemicals monitoring:

A) The operator shall monitor each existing well that is being used as part of the monitoring well network at the facility within one year of the effective date of this Part, and monitor each new well within three months of its establishment. The monitoring required by this subsection shall be for the organic chemicals listed in Section 817. Appendix A of this Part. The analysis shall be at least as sensitive as the procedures provided at 40 CFR 141.40 (1992), incorporated by reference at 35 Ill. Adm. Code 810.104.

B) At least once every two years, the operator shall monitor each well in accordance with subsection (a)(3)(A) above.

4) Confirmation of monitored increase:

A) The confirmation procedures of this Section shall be used only if the concentrations of the constituents monitored can be measured at or above the practical quantitation limit (PQL). The PQL is defined as the lowest concentration that can be reliably measured within specified limits of preci-

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED RULES

sion and accuracy under routine laboratory operating conditions, as defined in Section 817.102. The operator shall institute the confirmation procedures of subsection (a)(3)(B) after notifying the Agency in writing, within 10 days, of the following observed increases:

- i) The concentration of any constituent monitored in accordance with subsection (a)(1) and (a)(2) above shows a progressive increase over four consecutive quarters;
- ii) The concentration of any constituent exceeds the MAPC at an established monitoring point within the zone of attenuation;
- iii) The concentration of any constituent monitored in accordance with subsection (a)(3) above exceeds the preceding measured concentration at any established monitoring point; and
- iv) The concentration of any constituent monitored at or beyond the zone of attenuation exceeds the applicable groundwater quality standards of Section 817.416.

B) The confirmation procedures shall include the following:

- i) The operator shall verify any observed increase by taking additional samples within 45 days of the initial observation and ensure that the samples and sampling protocol used will detect any statistically significant increase in the concentration of the suspect constituent in accordance with 35 Ill. Adm. Code 811.320(e), so as to confirm the observed increase. The operator shall notify the Agency of any confirmed increase before the end of the next business day following the confirmation. The verification procedure shall be completed within 90 days of the initial sampling event.
- ii) The operator shall determine the source of any confirmed increase, which may include, but shall not be limited to, natural phenomena, sampling or analysis errors, or an off-site source.
- iii) The operator shall notify the Agency in writing of any confirmed increase and state the source of the confirmed increase and provide the rationale used in such a determination within ten days of the determination.

b) Assessment monitoring. The operator shall begin an assessment monitoring program in order to confirm the source of the contamination and to provide information needed to carry out a groundwater impact assessment in accordance with subsection (c) below. The assessment monitoring program shall be conducted in accordance with the following requirements:

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED RULES

- 1) The assessment monitoring shall be conducted to collect information to assess the nature and extent of groundwater contamination, which shall consist of, but not limited to, the following steps:

- A) More frequent sampling of the wells in which the observation occurred;
- B) More frequent sampling of any surrounding wells;
- C) The placement of additional monitoring wells to determine the source and extent of the contamination;
- D) Monitoring of additional constituents to determine the source and extent of contamination; and
- E) Any other investigative techniques that will assist in determining the nature and extent of the contamination.

- 2) The operator of the facility for which assessment monitoring is required shall file the plans for an assessment monitoring program with the Agency. If the facility is permitted by the Agency, then the plans shall be filed for review as a significant permit modification pursuant to 35 Ill. Adm. Code 813.Subpart B. The assessment monitoring program shall be implemented within 90 days of confirmation of any monitored increase in accordance with subsection (a)(4) below or, in the case of permitted facilities, within 90 days of the Agency approval. The assessment monitoring program shall be filed with the Agency within 20 days of an observed increase, as defined in Section 817.415(a)(4)(B)(iii).

- 3) If the analysis of the assessment monitoring data shows that the concentration of one or more constituents, monitored at or beyond the zone of attenuation is above the applicable groundwater quality standards of Section 817.416 and is attributable to the solid waste disposal facility, then the operator shall determine the nature and extent of the groundwater contamination including an assessment of the continued impact on the groundwater should additional waste continue to be accepted at the facility and shall implement remedial action in accordance with subsection (d) below.

- 4) If the analysis of the assessment monitoring data shows that the concentration of one or more constituents is attributable to the solid waste disposal facility and exceeds the MAPC within the zone of attenuation, then the operator shall conduct a groundwater impact assessment in accordance with the requirements of subsection (c) below.

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED RULES

- c) Assessment of potential groundwater impact. An operator required to conduct a groundwater impact assessment in accordance with subsection (b)(4) above shall assess the potential impacts outside the zone of attenuation that may result from confirmed increases above the MAPC within the zone of attenuation, attributable to the facility, in order to determine if there is need for remedial action.

- 1) The operator shall utilize any new information developed since the initial assessment and information from the detection and assessment monitoring programs and such information shall be used to develop a groundwater contaminant transport (GCT) model in accordance with 35 Ill. Adm. Code 811.317(c); and
- 2) The operator shall submit the groundwater impact assessment, GCT modeling and results, and any proposed remedial action plans determined necessary pursuant to subsection (d) to the Agency within 180 days of the start of the assessment monitoring program.

d) Remedial action:

- 1) The operator shall submit plans for the remedial action to the Agency. Such plans and all supporting information including data collected during the assessment monitoring shall be submitted within 90 days of determination of either of the following:
 - A) The groundwater impact assessment performed in accordance with subsection (c) above, indicates that remedial action is needed; or
 - B) Any confirmed increase above the applicable groundwater quality standards of Section 817.416 is determined to be attributable to the solid waste disposal facility in accordance with subsection (b) above.
- 2) If the facility has been issued a permit by the Agency, then the operator shall submit this information as an application for significant modification to the permit.
- 3) The operator shall implement the plan for remedial action within 90 days of the following:
 - A) Completion of the groundwater impact assessment under subsection (c) above that requires remedial action;
 - B) Establishing that a violation of an applicable groundwater quality standard of Section 817.416 is attributable to the solid waste disposal facility in accordance with subsection (b)(3) above; or
 - C) Agency approval of the remedial action plan,

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED RULES

where the facility has been permitted by the Agency.

- 4) The remedial action program shall consist of one or a combination of one or more of the following solutions to meet the requirements of subsection (d)(5) below in a timely and appropriate manner:

- A) Retrofit additional groundwater protective measures within the unit;
- B) Construct an additional hydraulic barrier, such as a cutoff wall or slurry wall system;
- C) Pump and treat the contaminated groundwater; or
- D) Any other Agency approved equivalent technique which will prevent further contamination of groundwater.

- 5) Termination of the remedial action program:

- A) The remedial action program shall continue in accordance with the plan until monitoring shows that the concentrations of all monitored constituents are below the MAPC within the zone of attenuation, and below the applicable groundwater quality standards of Section 817.416 at or beyond the zone of attenuation, over a period of 4 consecutive quarters.
- B) The operator shall submit to the Agency all information collected under the subsection (d)(5)(A) above. If the facility is permitted then the operator shall submit this information as significant modification of the permit.

Section 817.416 Groundwater Quality Standards

- a) Applicable groundwater quality standards:

- 1) Groundwater quality shall be maintained at each constituent's background concentration, at or beyond the zone of attenuation. The applicable groundwater quality standard established for any constituent shall be:

- A) The background concentration; or
- B) The Board-established standard adjusted by the Board in accordance with the justification procedure of subsection (b) below.

- 2) Any statistically significant increase above an applicable groundwater quality standard established pursuant to subsection (a)(1) above that is attributable to the facility and which occurs at or beyond the zone of attenuation within 100 years after closure of the last unit accepting waste within such a facility shall constitute a violation.

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED RULES

- 3) For the purposes of this Part the following definitions apply:

A) "Background concentration" means that concentration of a constituent that is established as the background in accordance with subsection (d); and

B) "Board-established standard" is the concentration of a constituent adopted by the Board as a groundwater quality standard under 35 Ill. Adm. Code Part 620.

- b) Justification for adjusted groundwater quality standards:

- 1) An operator may petition the Board for an adjusted groundwater quality standard in accordance with the procedures specified in Section 28.1 of the Act and 35 Ill. Adm. Code 106.410 through 106.416.

- 2) For groundwater which contains naturally occurring constituents which meet the requirements of 35 Ill. Adm. Code Part 620, the Board will specify adjusted groundwater quality standards no greater than those of 35 Ill. Adm. Code Part 620, upon a demonstration by the generator that:

- A) The change in standards will not interfere with, or become injurious to, any present or potential beneficial uses for such waters;
- B) The change in standards is necessary for economic or social development by providing information including, but not limited to the impacts of the standards on the regional economy, social disbenefits such as loss of jobs or closing of landfills and economic analysis contrasting the health and environmental benefits with costs likely to be incurred in meeting the standards; and
- C) All technically feasible and economically reasonable methods are being used to prevent the degradation of the groundwater quality.

- 3) For groundwater which contains naturally occurring constituents which do not meet the standards of 35 Ill. Adm. Code Part 620, the Board will specify adjusted groundwater quality standards, upon a demonstration by the operator that:

- A) The groundwater does not presently serve as a source of drinking water;
- B) The change in standards will not interfere with, or

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED RULES

- become injurious to, any present or potential beneficial uses for such waters;
- C) The change in standards is necessary for economic or social development, by providing information including, but not limited to, the impacts of the standards on the regional economy, social disbenefits such as loss of jobs or closing of landfills, and economic analysis contrasting the health and environmental benefits with costs likely to be incurred in meeting the standards; and
- D) The groundwater cannot presently, and will not in the future, serve as a source of drinking water because:
- i) It is impossible to remove water in usable quantities;
 - ii) the groundwater is situated at a depth or location such that recovery of water for drinking purposes is not technologically feasible or economically reasonable;
 - iii) The groundwater is so contaminated that it would be economically or technologically impractical to render that water fit for human consumption;
 - iv) The total dissolved solids content of the groundwater is more than 3,000 mg/l and that the water will not be used to serve a public water supply system; or
 - v) The total dissolved solids content of the groundwater exceeds 10,000 mg/l.
- c) Determination of the zone of attenuation.
- 1) The zone of attenuation, within which concentrations of constituents in leachate discharged from the unit may exceed the applicable groundwater quality standard of this Section, is a volume bounded by a vertical plane at the property boundary or 100 feet from the edge of the unit, whichever is less, extending from the ground surface to the bottom of the uppermost aquifer and excluding the volume occupied by the waste.
 - 2) Zones of attenuation shall not extend to the annual high water mark of navigable surface waters.
 - 3) Overlapping zones of attenuation from units within a single facility may be combined into a single zone for the purposes of establishing a monitoring network.
- d) Establishment of background concentrations:
- 1) The initial monitoring to determine background concentrations shall commence during the hydrogeological

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED RULES

- assessment required by Section 817.411. The background concentrations for those parameters identified in Sections 817.411(e)(1)(G) and 817.415(a)(2) and (a)(3) shall be established based on quarterly sampling of wells for one year, monitored in accordance with the requirements of subsections (d)(2), (d)(3), and (d)(4) below, which may be adjusted during the operation of a facility. Statistical tests and procedures shall be employed, in accordance with subsection (e) below, depending on the number, type and frequency of samples collected from the wells, to establish the background concentrations. Adjustments to the background concentrations shall be made only if changes in the concentrations of constituents observed in upgradient wells over time are determined, in accordance with subsection (d)(3) below, to be statistically significant. Background concentrations determined in accordance with this subsection shall be used for the purposes of establishing groundwater quality standards, in accordance with subsection (a) above. The operator shall prepare a list of background concentrations established in accordance with this subsection. The operator shall maintain such a list at the facility, shall submit a copy of the list to the Agency for establishing standards in accordance with subsection (a), and shall provide updates to the list within ten days of any change to the list.
- 2) A network of monitoring wells shall be established upgradient from the unit, with respect to groundwater flow, in accordance with the following standards, in order to determine the background concentrations of constituents in the groundwater:
 - A) The wells shall be located at such a distance that discharges of contaminants from the unit will not be detectable but will be representative of groundwater immediately upgradient of the unit;
 - B) The wells shall be sampled at the same frequency as other monitoring points to provide continuous background concentration data, throughout the monitoring period; and
 - C) The wells shall be located at several depths to provide data on the spatial variability.
 - 3) A determination of background concentrations may include the sampling of wells that are not hydraulically upgradient of the waste unit where:
 - A) Hydrogeologic conditions do not allow the owner or operator to determine what wells are hydraulically upgradient of the waste; and
 - B) Sampling at other wells will provide an indication of background concentrations that is representative of that which would have been provided by upgradient wells.

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED RULES

- 4) If background concentrations cannot be determined on site, then alternative background concentrations may be determined from actual monitoring data from the aquifer of concern, obtained from sample points located as close as is reasonably possible to the site.

e) Statistical analysis of groundwater monitoring data:

- 1) Statistical tests shall be used to analyze groundwater monitoring data. One or more of the normal theory statistical tests listed in subsection (e)(4) below shall be chosen first for analyzing the data set or transformation of the data set. Where such normal theory tests are demonstrated to be inappropriate, tests listed in subsection (e)(5) below or a test in accordance with subsection (e)(6) below shall be used. Any statistical test chosen from subsections (e)(4) or (e)(5), the level of significance (Type 1 error level) shall be no less than 0.01, for individual well comparisons, and no less than 0.05, for multiple well comparisons. The statistical analysis shall include, but not be limited to, the accounting of data below, the detection limit of the analytical method used, the establishment of background concentrations and the determination of whether statistically significant changes have occurred in:

- A) The concentration of any chemical constituent with respect to the background concentration or MAPC; and
 B) The established background concentration of any chemical constituents over time.

- 2) The statistical test or tests used shall be based upon the sampling and collection protocol of Sections 817.414 and 817.415.

- 3) Monitored data that are below the level of detection shall be reported as not detected (ND). The level of detection for each constituent shall be the minimum concentration of that constituent which can be measured and reported with 99 percent confidence that the true value is greater than zero, which is defined as the method detection limit (MDL). The following procedures shall be used to analyze such data, unless an alternative procedure in accordance with subsection (e)(6) below, is shown to be applicable:

- A) Where the percentage of nondetects in the data base used is less than 15 percent, the operator shall replace NDs with the MDL divided by two, then proceed with the use of one or more of the Normal Theory statistical tests listed in subsection (e)(4) below;
 B) Where the percentage of nondetects in the data base or data transformations used in between 15 and 50 percent, and the data are normally distributed, the operator shall use Cohen's adjustment to the sample mean and standard deviation, followed by one or more of the tests listed in subsection (e)(4)(C) below.

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED RULES

However, where data are not normally distributed, the operator shall use an applicable nonparametric test from subsection (e)(5) below;

- C) Where the percentage of nondetects in the database used is above 50 percent, then the owner or operator shall use the test of proportions listed in subsection (e)(4) below.

4) Normal theory statistical tests:

- A) Student t-test including, but not limited to, Cochran's Approximation to the Behren-Fisher (CABF) t-test and Averaged Replicate (AR) t-test.
 B) Parametric analysis of variance (ANOVA) followed by one or more of the multiple comparison procedures including, but not limited to, Fisher's Least Significant Difference (LSD), Student Newman-Kuel procedure, Duncan's New Multiple Range Test and Tukey's W procedure.
 C) Control Charts, Prediction Intervals and Tolerance Intervals, for which the type I error levels shall be specified by the Agency in accordance with the requirements of 35 Ill. Adm. Code 724.197(i).
 5) Nonparametric statistical tests shall include: Mann-Whitney U-test, Kruskal-Wallis test, a nonparametric analysis of variance (ANOVA) for multiple comparisons or the Wilcoxon Rank Sum test.
 6) Any other statistical test based on the distribution of the sampling data may be used, if it is demonstrated to meet the requirements of 35 Ill. Adm. Code 724.197(i).

Section 817.417 Waste Placement

a) Phasing of operations:

- 1) Waste disposal operations shall move from the lowest portions of the unit to the highest portions. Except as provided in subsection (a)(2) below, the placement of waste shall begin in the lowest part of the active face of the unit, located in the part of the facility most downgradient with respect to groundwater flow.
 2) The operator may dispose of wastes in areas other than those specified in subsection (a)(1) above only under any of the following conditions:
 A) Climatic conditions, such as wind and precipitation, are such that the placement of waste in the bottom of the unit would cause water pollution, litter, damage to any part of the liner or damage to equipment;
 B) The topography of the land surrounding the unit makes the procedure of subsection (a)(1) above

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED RULES

environmentally unsound, for example, because steep slopes surround the unit;

- C) When groundwater monitoring wells, constructed in accordance with the requirements of 35 Ill. Adm. Code 811.319, are placed 50 feet, or less, downgradient from the filled portions of the unit; or

- D) Equipment required for placement is temporarily unavailable.

b) Initial waste placement:

- 1) An initial layer of waste, a minimum of five feet thick, shall be placed over the entire liner as soon as is practicable after construction, but prior to the onset of weather conditions that may cause the compacted earth liner to freeze.
- 2) Waste shall not be placed over areas that are subject to freezing conditions until the liner has been inspected, tested, and reconstructed (if necessary) to meet the requirement of 35 Ill. Adm. Code 811.306.

Section 817.418 Final Slope and Stabilization

- a) All final slopes shall be designed and constructed to a grade capable supporting vegetation and which minimizes erosion.
- b) All slopes shall be designed to drain runoff away from the cover and which prevents ponding. No standing water shall be allowed anywhere in or on the unit.
- c) Vegetation:
 - 1) Vegetation shall be promoted on all reconstructed surfaces to minimize wind and water erosion of the final protective cover;
 - 2) Vegetation shall be compatible with the climatic conditions;
 - 3) Vegetation shall require little maintenance;
 - 4) Vegetation shall consist of a diverse mix of native and introduced species that is consistent with the postclosure land use;
 - 5) Vegetation shall be tolerant of the landfill gas expected to be generated;
 - 6) The root depth of the vegetation shall not exceed the depth of the final protective cover system.
 - 7) Temporary erosion control measures, including but not limited to mulch straw, netting and chemical soil stabilizers, shall be undertaken while vegetation is being established.

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED RULES

d) Structures constructed over the unit:

- 1) Structures constructed over the unit must be compatible with the land use;
- 2) Such structures must in no way interfere with the operation of a cover system, leachate collection system or any monitoring system.

Section 817.419 Load Checking

- a) The operator shall not accept wastes for disposal at an offsite low risk waste landfill unless it is accompanied by documentation that such wastes are low risk wastes based on testing of the leachate from such wastes performed in accordance with the requirements of Section 817.103.
- b) The operator shall institute and conduct a random load checking program at each low risk waste facility in accordance with the requirements of 35 Ill. Adm. Code 811.323 except that this program shall also be designed:
 - 1) to detect and discourage attempts to dispose non-low risk wastes at the landfill;
 - 2) to require the facility's inspector examine at least one random load of solid waste delivered to the landfill on a random day each week; and
 - 3) to require the operator to test one randomly selected waste sample in accordance with Section 817.103(a) and (b) to determine if the waste is low risk.
- c) The operator shall include the results of the load checking in the Annual Report submitted to the Agency in accordance with 35 Ill. Adm. Code 815.Subpart c for non-permitted facilities.

Section 817.420 Closure and Written Closure Plan

- a) The final slopes and contours shall be designed to complement and blend with the surrounding topography of the proposed final land use of the area.
- b) All drainage ways and swales shall be designed to safely pass the runoff from the 100-year, 24-hour precipitation event without scouring or erosion.
- c) The final configuration of the facility shall be designed in a manner that minimizes the need for further maintenance.
- d) Written closure plan:
 - 1) The operator shall maintain a written plan describing all actions that the operator will undertake to close the unit or facility in a manner that fulfills the provisions of the Act, of this Part and of other applicable Parts of 35 Ill. Adm. Code: Chapter I. The written closure plan shall fulfill the minimum information requirements of 35 Ill. Adm.

POLLUTION CONTROL BOARD
NOTICE OF PROPOSED RULES

Code 812.114.

- 2) A modification of the written closure plan shall constitute a significant modification of the permit for the purposes of 35 Ill. Adm. Code 813.Subpart B.

Section 817.421 Postclosure Maintenance

- a) The operator shall treat, remove from the site, or dispose of all wastes and waste residues within 30 days after receipt of the final volume of waste.
- b) The operator shall remove all equipment or structures not necessary for the postclosure land use, unless otherwise authorized by permit.
- c) Maintenance and inspection of final cover and vegetation:
- 1) Frequency of inspections:
- A) The operator shall conduct a quarterly inspection of all vegetated surfaces for a minimum of five years after closure, and after five years, the operator may reduce the frequency to annual inspections until settling has stopped and there are no eroded or scoured areas.

SUBPART E: CONSTRUCTION QUALITY ASSURANCE PROGRAMS

Section 817.501 Scope and Applicability

All structures necessary to comply with the requirements of this Part shall be constructed according to a construction quality assurance program that, at a minimum, meets the requirements of 35 Ill. Adm. Code 811.Subpart E.

Section 817.Appendix A Organic Chemical Constituents List

1. Acenaphthene
2. 1,2,4-Trichlorobenzene
3. 2,4,6-Trichlorophenol
4. 2-Chlorophenol
5. 2,4-Dichlorophenol
6. 2,4-Dimethylphenol
7. Fluoranthene
8. Trichlorofluoromethane
9. Naphthalene
10. Nitrobenzene
11. 4-Nitrophenol
12. 2,4-Dinitrophenol
13. 4,6-Dinitro-o-cresol
14. n-Nitrosodiphenylamine
15. Pentachlorophenol
16. Phenol
17. bis-(2-ethylhexyl) phthalate
18. Butyl benzyl phthalate
19. Di-n-butyl phthalate

POLLUTION CONTROL BOARD
NOTICE OF PROPOSED RULES

20. Di-n-octyl phthalate
21. Dimethyl phthalate
22. Benzo (a) anthracene
23. Chrysene
24. Acenaphthene
25. Anthracene
26. Fluorene
27. Phenanthrene
28. Pyrene
29. Formaldehyde
30. Formic acid
31. Methanol
32. Methyl ethyl ketone
33. Methyl isobutyl ketone
34. Carbon disulfide
35. Isobutanol
36. Pyridine
37. Chloroform
38. Methylene chloride
39. Methyl chloride
40. Paraldehyde
41. Chloroacetaldehyde
42. Phorate
43. Phosphorodithioic acid
44. Phosphorodithioic acid esters
45. Toluene diisocyanate
46. Urethane
47. Maleic anhydride
48. Benzo(a)pyrene
49. Cresol
50. Acetaldehyde
51. Phthalic acid esters
52. Acetone
53. Benzoic acid
54. 2-Methylnaphthalene
55. sec-Butylbenzene
56. Diethylbenzenes
57. Dimethylnaphthalenes
58. p-Ethyltoluene
59. n-Hexane
60. Isopropylbenzene
61. 1- & 2-Methylnaphthalene
62. 1,2,4-Trimethylbenzene
63. 1,3,5-Trimethylbenzene
64. t-Butylbenzene

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of the Part: SOLID WASTE
- 2) Code Citation: 35 Ill. Adm. Code 807
- 3) Section Numbers: Proposed Action:
807.105 Amendment
- 4) Statutory Authority: Ill. Rev. Stat. 1991, ch. 111½, para. 1005, 1021.1, 1022 and 1027 [415 ILCS 5/5, 5/21.1, 5/22 and 5/27].
- 5) A Complete Description of the Subjects and Issues Involved:

A more detailed description is contained in the Board's opinion and order of September 23, 1993 in R90-23, which opinion and order is available from the address below.

On August 17, 1990, in R88-7, the Board adopted extensive regulations at 35 Ill. Adm. Code 810 through 815 and amendments to the existing regulations at 35 Ill. Adm. Code 807 to govern the landfill disposal of non-hazardous waste. See 14 Ill. Reg. 15785 (Part 812), 15817 (Part 815), 15814 (Part 813), 15850 (Part 814), 15832 (Part 807), 15838 (Part 810), and 15861 (Part 811) (effective Sept. 18, 1990). As part of that extensive rulemaking proceeding, the Board provided at 35 Ill. Adm. Code 811.101(b) that the regulations would have a limited applicability to landfills that disposed exclusively of wastes generated by foundries and primary steel production facilities, provided those industries filed a rulemaking proposal relating specifically to those wastes prior to December 1, 1990. This was done in response to the participation of those industries in the R88-7 proceeding.

On December 12, 1990, the Board received a rulemaking proposal from the affected industries. After a February 4, 1991 response by Steel and Foundry to a December 20, 1993 request by the Board for more information, the Board adopted on February 7, 1991 a first First Notice opinion and order; this proposal was published in the Illinois Register on March 1, 1991. (See 17 Ill. Reg. 3166 (Part 811), and 3155 (Part 814), and 3173 (Part 817) (Mar. 1, 1991).) The Board conducted public hearings on May 19, June 7, and June 21, 1991. The industries filed their first amended proposal on May 13, 1991. After filing a pre-hearing discussion draft on June 24, 1992, the industries filed their second amended proposal on March 4, 1993, with further documentation filed on May 13, 1993 in response to a March 26, 1993 Board hearing officer's order.

The present proposed amendments are based on the second amended industry proposal. 35 Ill. Adm. Code 807 and 810 through 815, and newly-proposed 35 Ill. Adm. Code 817 are involved in this proceeding. The Board has made minor modifications to the language as proposed to conform the format of the rules to the Board's style and the Illinois Administrative Code filing requirements. Otherwise, the Board proposes the amendments without review of the merits of the proposal, except that the Board has requested that the industry provide definitions at 35 Ill. Adm. Code 810.103 and proposed new 35 Ill. Adm. Code 817.102 of certain key terms and certain information at 35 Ill. Adm. Code 810.104 relating to certain documents used throughout the rules.

The present rulemaking would establish requirements for certain

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

landfills accepting wastes from the foundry and primary steel industries for disposal. These requirements would apply in place of those that would otherwise apply.

- 6) Will these proposed amendments replace emergency amendments currently in effect? No.
- 7) Does this rulemaking contain an automatic repeal date? No.
- 8) Does these proposed amendments contain incorporations by reference? No.
- 9) Are there any other amendments pending on this Part? No.
- 10) Statement of Statewide Policy Objectives:

The proposed amendments could require a local government to modify its activities for the disposal of non-hazardous wastes generated by the steel and foundry industries. The existing regulations at 35 Ill. Adm. Code 807 and 810 through 815 already govern the land disposal of those wastes, and the proposed amendments to this Part would constitute a relaxation of those existing requirements for the disposal of certain of those wastes. The policy objectives implemented by this proposal are found in Sections 20 and 22 of the Environmental Protection Act (Ill. Rev. Stat. 1991 ch. 111½, par. 1020 and 1022 [415 ILCS 5/20 and 5/22 (1992)]).

- 11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking:

The Board will accept written public comment on this proposal for a period of 45 days after the date of this publication. Comments should reference Docket R90-26 and be addressed to:

Ms. Dorothy M. Gunn, Clerk
Illinois Pollution Control Board
State of Illinois Center, Suite 11-500
100 W. Randolph St.
Chicago, IL 60601

- 12) Initial Regulatory Flexibility Analysis:

- A) Date rule was submitted to the Small Business Office of the Department of Commerce and Community Affairs: September 27, 1993.

- B) Types of small businesses affected:

The existing rules of 35 Ill. Adm. Code 807 and 810 through 815 and the proposed amendments to this Part affect small businesses which generate, transport, treat, store or dispose of waste. The proposed amendments to this Part would constitute a relaxation of the existing requirements for the disposal of certain steel and foundry industry wastes.

- C) Reporting, bookkeeping or other procedures required for compliance:

The existing rules of 35 Ill. Adm. Code 807 and 810 through 815 and the proposed amendments to this Part require extensive

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

reporting, bookkeeping and other procedures, including the preparation of manifests and annual reports, waste analyses and maintenance of operating records. The proposed amendments to this Part would constitute a relaxation of the existing requirements for the disposal of certain steel and foundry industry wastes. However, the regulations would change or modify certain of the existing reporting, bookkeeping, or other procedures so as to increase the compliance burden in some ways and decrease it in others.

D) Types of professional skills necessary for compliance:

Compliance with the existing rules of 35 Ill. Adm. Code 807 and 810 through 815 and the proposed amendments to this Part may require the services of an attorney, certified public accountant, chemist and registered professional engineer. The proposed amendments to this Part would constitute a relaxation of the existing requirements for the disposal of certain steel and foundry industry wastes. However, the regulations would change or modify certain of the existing professional skills necessary so as to increase the compliance burden in some ways and decrease it in others.

The full text of the proposed amendments begins on the next page:

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

TITLE 35: ENVIRONMENTAL PROTECTION
SUBTITLE G: WASTE DISPOSAL
CHAPTER I: POLLUTION CONTROL BOARD
SUBCHAPTER I: SOLID WASTE AND SPECIAL WASTE HAULING
PART 807
SOLID WASTE

SUBPART A: GENERAL PROVISIONS

Section
807.101
807.102
807.103
807.104
807.105

Authority, Policy and Purposes
Repeals
Severability
Definitions
Relation to Other Rules

SUBPART B: SOLID WASTE PERMITS

Section
807.201
807.202
807.203
807.204
807.205
807.206
807.207
807.208
807.209
807.210
807.211
807.212
807.213
807.214

Development Permits
Operating Permits
Experimental Permits
Former Authorization
Applications for Permit
Permit Conditions
Standards for Issuance
Permit No Defense
Permit Revision
Supplemental Permits
Transfer of Permits
Permit Revocation
Design, Operation and Maintenance Criteria
Revised Cost Estimates

SUBPART C: SANITARY LANDFILLS

Section
807.301
807.302
807.303
807.304
807.305
807.306
807.307
807.308
807.309
807.310
807.311
807.312
807.313
807.314
807.315
807.316
807.317
807.318

Prohibition
Compliance with Permit
Methods of Operation
Equipment, Personnel and Supervision
Cover
Litter
Salvaging
Scavenging
Animal Feeding
Special Wastes
Open Burning
Air Pollution
Water Pollution
Standard Requirements
Protection of Waters of the State
Application
Operating Records
Completion or Closure Requirements

SUBPART E: CLOSURE AND POST-CLOSURE CARE

Section
807.501
807.502

Purpose, Scope and Applicability
Closure Performance Standard

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

807.503 Closure Plan
 807.504 Amendment of Closure Plan
 807.505 Notice of Closure and Final Amendment to Plan
 807.506 Initiation of Closure
 807.507 Partial Closure
 807.508 Certification of Closure
 807.509 Use of Waste Following Closure
 807.523 Postclosure Care Plan
 807.524 Implementation and Completion of Postclosure Care Plan

SUBPART F: FINANCIAL ASSURANCE FOR CLOSURE AND POSTCLOSURE CARE

Section
 807.600 Purpose, Scope and Applicability
 807.601 Requirement to Obtain Financial Assurance
 807.602 Time for Submission of Financial Assurance
 807.603 Upgrading Financial Assurance
 807.604 Release of Financial Institution
 807.605 Application of Proceeds and Appeal
 807.606 Release of the Operator
 807.620 Current Cost Estimate
 807.621 Cost Estimate for Closure
 807.622 Cost Estimate for Postclosure Care
 807.623 Biennial Revision of Cost Estimate
 807.624 Interim Formula for Cost Estimate
 807.640 Mechanisms for Financial Assurance
 807.641 Use of Multiple Financial Mechanisms
 807.642 Use of Financial Mechanism for Multiple Sites
 807.643 Trust Fund for Unrelated Sites
 807.644 RCRA Financial Assurance
 807.661 Trust Fund
 807.662 Surety Bond Guaranteeing Payment
 807.663 Surety Bond Guaranteeing Performance
 807.664 Letter of Credit
 807.665 Closure Insurance
 807.666 Self-insurance for Non-commercial Sites

Appendix A Financial Assurance Forms

Illustration A Trust Agreement
 Illustration B Certificate of Acknowledgment
 Illustration C Forfeiture Bond
 Illustration D Performance Bond
 Illustration E Irrevocable Standby Letter of Credit
 Illustration F Certificate of Insurance for Closure and/or Postclosure Care
 Illustration G Operator's Bond Without Surety
 Illustration H Operator's Bond With Parent Surety
 Illustration I Letter from Chief Financial Officer
 Appendix B Old Rule Numbers Referenced

AUTHORITY: Implementing Sections 5, 21.1 and 22 and authorized by Section 27 of the Environmental Protection Act (Ill. Rev. Stat. 1989), ch. 1114, pars. 1005, 1021.1, 1022 and 1027 [415 ILCS 5/5, 5/21.1, 5/22, and 5/27].

SOURCE: Adopted as an emergency rule and filed with the Secretary of State July 27, 1973; amended at 2 Ill. Reg. 16, p. 3, effective April 10, 1978; codified at 7 Ill. Reg. 13636; recodified from Subchapter h to Subchapter i at 8 Ill. Reg. 13198; emergency amendment in R84-22A at 9 Ill. Reg. 741, effective January 3, 1985 for a maximum of 150 days; amended in R84-22B at 9

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

Ill. Reg. 6722, effective April 29, 1985; amended in R84-22C at 9 Ill. Reg. 18942, effective November 25, 1985; amended in R84-45 at 12 Ill. Reg. 15566, effective September 14, 1988; amended in R88-7 at 14 Ill. Reg. 15832, effective September 18, 1990; amended in R90-26 at 18 Ill. Reg. _____, effective _____.

NOTE: Capitalization denotes statutory language.

SUBPART A: GENERAL PROVISIONS

Section 807.105 Relation to Other Rules

- a) Persons and facilities regulated pursuant to 35 Ill. Adm. Code 700 through 749 are not subject to the requirements of this Part or of 35 Ill. Adm. Code 811 through 815 and 817. However, if such a facility also contains one or more units used solely for the disposal of solid wastes, as defined in 35 Ill. Adm. Code 810.103, such units are subject to requirements of this Part and 35 Ill. Adm. Code 811 through 815 and 817.
- b) Persons and facilities subject to 35 Ill. Adm. Code 807, 809 or 811 through 815 or 817 may be subject to other applicable Parts of 35 Ill. Adm. Code: Chapter I based on the language of those other Parts. Specific examples of such applicability are provided as explained at 35 Ill. Adm. Code 700.102.
- c) The requirements of 35 Ill. Adm. Code 810 through 815 and 817 are intended to supersede the requirements of this Part. Persons and facilities regulated pursuant to 35 Ill. Adm. Code 810 through 815 and 817 are not subject to the requirements of this Part. This Part does not apply to new units as defined in 35 Ill. Adm. Code 810.103.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

NOTICE OF PROPOSED AMENDMENTS

1) Heading of the Part: SOLID WASTE DISPOSAL: GENERAL PROVISIONS2) Code Citation: 35 Ill. Adm. Code 8103) Section Numbers: Proposed Action:

810.101 Amendment
810.103 Amendment
810.104 Amendment

4) Statutory Authority: Ill. Rev. Stat., ch. 111½, pars. 1005, 1021, 1021.1, 1022, 1022.17 and 1027 [415 ILCS 5/5, 5/21, 5/21.1, 5/22, 5/22.17, and 5/27].

5) A Complete Description of the Subjects and Issues Involved:

A more detailed description is contained in the Board's opinion and order of September 23, 1993 in R90-23, which opinion and order is available from the address below.

On August 17, 1990, in R88-7, the Board adopted extensive regulations at 35 Ill. Adm. Code 810 through 815 and amendments to the existing regulations at 35 Ill. Adm. Code 807 to govern the landfill disposal of non-hazardous waste. See 14 Ill. Reg. 15785 (Part 812), 15817 (Part 813), 15814 (Part 814), 15850 (Part 814), 15832 (Part 807), 15838 (Part 810), and 15861 (Part 811) (effective Sept. 18, 1990). As part of that extensive rulemaking proceeding, the Board provided at 35 Ill. Adm. Code 811.101(b) that the regulations would have a limited applicability to landfills that disposed exclusively of wastes generated by foundries and primary steel production facilities, provided those industries filed a rulemaking proposal relating specifically to those wastes prior to December 1, 1990. This was done in response to the participation of those industries in the R88-7 proceeding.

On December 12, 1990, the Board received a rulemaking proposal from the affected industries. After a February 4, 1991 response by Steel and Foundry to a December 20, 1993 request by the Board for more information, the Board adopted on February 7, 1991 a first First Notice of opinion and order; this proposal was published in the Illinois Register on March 1, 1991. (See 17 Ill. Reg. 3166 (Part 811), and 3185 (Part 814), and 3173 (Part 817) (Mar. 1, 1991).) The Board conducted public hearings on May 19, June 7, and June 21, 1991. The industries filed their first amended proposal on May 13, 1991. After filing a pre-hearing discussion draft on June 24, 1992, the industries filed their second amended proposal on March 4, 1993, with further documentation filed on May 13, 1993 in response to a March 26, 1993 Board hearing officer's order.

The present proposed amendments are based on the second amended industry proposal. 35 Ill. Adm. Code 807 and 810 through 815, and newly-proposed 35 Ill. Adm. Code 817 are involved in this proceeding. The Board has made minor modifications to the language as proposed to conform the format of the rules to the Board's style and the Illinois Administrative Code filing requirements. Otherwise, the Board proposes the amendments without review of the merits of the proposal, except that the Board has requested that the industry provide definitions at 35 Ill. Adm. Code 810.103 and proposed new 35 Ill. Adm. Code 817.102 of certain key terms and certain information at 35 Ill. Adm. Code 810.104 relating to certain

NOTICE OF PROPOSED AMENDMENTS

documents used throughout the rules.

The present rulemaking would establish requirements for certain landfills accepting wastes from the foundry and primary steel industries for disposal. These requirements would apply in place of those that would otherwise apply.

6) Will these proposed amendments replace emergency amendments currently in effect? No.

7) Does this rulemaking contain an automatic repeal date? No.

8) Does these proposed amendments contain incorporations by reference?

35 Ill. Adm. Code 810.104 is the central location of the incorporations by reference for all of 35 Ill. Adm. Code 810 through 815 and proposed 35 Ill. Adm. Code 817. The present amendments add two references to 35 Ill. Adm. Code 810.104 that are used in 35 Ill. Adm. Code 817.103.

9) Are there any other amendments pending on this Part? Yes.

Section Numbers: Proposed Action: Illinois Register Citation:
810.103 Amendment June 18, 1993, 17 Ill. Reg. 8702
810.104 Amendment June 18, 1993, 17 Ill. Reg. 8702

10) Statement of Statewide Policy Objectives:

The proposed amendments could require a local government to modify its activities for the disposal of non-hazardous wastes generated by the steel and foundry industries. The existing regulations at 35 Ill. Adm. Code 807 and 810 through 815 already govern the land disposal of those wastes, and the proposed amendments to this Part would constitute a relaxation of those existing requirements for the disposal of certain of those wastes. The policy objectives implemented by this proposal are found in Sections 20 and 22 of the Environmental Protection Act (Ill. Rev. Stat. 1991 ch. 111½, par. 1020 and 1022 [415 ILCS 5/20 and 5/22 (1992)]).

11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking:

The Board will accept written public comment on this proposal for a period of 45 days after the date of this publication. Comments should reference Docket R90-26 and be addressed to:

Ms. Dorothy M. Gunn, Clerk
Illinois Pollution Control Board
State of Illinois Center, Suite 11-500
100 W. Randolph St.
Chicago, IL 60601

12) Initial Regulatory Flexibility Analysis:

A) Date rule was submitted to the Small Business Office of the Department of Commerce and Community Affairs: September 27, 1993.

B) Types of small businesses affected:

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

The existing rules of 35 Ill. Adm. Code 807 and 810 through 815 and the proposed amendments to this Part affect small businesses which generate, transport, treat, store or dispose of waste. The proposed amendments to this Part would constitute a relaxation of the existing requirements for the disposal of certain steel and foundry industry wastes.

C) Reporting, bookkeeping or other procedures required for compliance:

The existing rules of 35 Ill. Adm. Code 807 and 810 through 815 and the proposed amendments to this Part require extensive reporting, bookkeeping and other procedures, including the preparation of manifests and annual reports, waste analyses and maintenance of operating records. The proposed amendments to this Part would constitute a relaxation of the existing requirements for the disposal of certain steel and foundry industry wastes. However, the regulations would change or modify certain of the existing reporting, bookkeeping, or other procedures so as to increase the compliance burden in some ways and decrease it in others.

D) Types of professional skills necessary for compliance:

Compliance with the existing rules of 35 Ill. Adm. Code 807 and 810 through 815 and the proposed amendments to this Part may require the services of an attorney, certified public accountant, chemist and registered professional engineer. The proposed amendments to this Part would constitute a relaxation of the existing requirements for the disposal of certain steel and foundry industry wastes. However, the regulations would change or modify certain of the existing professional skills necessary so as to increase the compliance burden in some ways and decrease it in others.

The full text of the proposed amendments begins on the next page:

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

TITLE 35: ENVIRONMENTAL PROTECTION

SUBTITLE G: WASTE DISPOSAL

CHAPTER 1: POLLUTION CONTROL BOARD

SUBCHAPTER 1: SOLID WASTE AND SPECIAL WASTE HAULING

PART 810

SOLID WASTE DISPOSAL: GENERAL PROVISIONS

Section	Scope and Applicability
810.101	Severability
810.102	Definitions
810.103	Incorporations by Reference
810.104	

AUTHORITY: Implementing Sections 5, 21, 21.1, 22 and 22.17, and authorized by Section 27 of the Environmental Protection Act (Ill. Rev. Stat. 1989, ch. 111, pars. 1005, 1021.1, 1022, 1022.17 and 1027 [415 ILCS 5/5, 5/21, 5/21.1, 5/22, 5/22.17, and 5/27]).

SOURCE: Adopted in R88-7 at 14 Ill. Reg. 15838, effective September 18, 1990; amended in R90-26 at 18 Ill. Reg. _____, effective _____.

NOTE: Capitalization indicates statutory language.

Section 810.101 Scope and Applicability

This Part applies to all solid waste disposal facilities regulated pursuant to 35 Ill. Adm. Code 811 through 815 and 817. This Part does not apply to hazardous waste management facilities regulated pursuant to 35 Ill. Adm. Code 700 through 750.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 810.103 Definitions

Except as stated in this Section, or unless a different meaning of a word or term is clear from the context, the definition of words or terms in this Part shall be the same as that applied to the same words or terms in the Environmental Protection Act (Act) (Ill. Rev. Stat. 1989, ch. 111, pars. 1001 et. seq. [415 ILCS 5/1 et seq.]):

"Act" means the Environmental Protection Act, Ill. Rev. Stat. 1989, ch. 111, pars. 1001 et. seq. [415 ILCS 5/1 et seq.].

"AGENCY" IS THE ENVIRONMENTAL PROTECTION AGENCY ESTABLISHED BY THE ENVIRONMENTAL PROTECTION ACT. (Section 3.08 of the Act.)

"Admixtures" are chemicals added to earth materials to improve for a specific application the physical or chemical properties of the earth materials. Admixtures include, but are not limited to: lime, cement, bentonite and sodium silicate.

"Applicant" means the person, submitting an application to the Agency for a permit for a solid waste disposal facility.

"AQUIFER" MEANS SATURATED (WITH GROUNDWATER) SOILS AND GEOLOGIC MATERIALS WHICH ARE SUFFICIENTLY PERMEABLE TO READILY YIELD ECONOMICALLY USEFUL QUANTITIES OF WATER TO WELLS, SPRINGS, OR STREAMS UNDER ORDINARY HYDRAULIC GRADIENTS and whose boundaries

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

can be identified and mapped from hydrogeologic data. (Section 3 of the Illinois Groundwater Protection Act (Ill. Rev. Stat. 1989), ch. 1114, par. 7453 [415 ILCS 55/31].)

"Bedrock" means the solid rock formation immediately underlying any loose superficial material such as soil, alluvium or glacial drift.

"BOARD" IS THE POLLUTION CONTROL BOARD ESTABLISHED BY THE ACT. (Section 3.04 of the Act.)

"Borrow area" means an area from which earthen material is excavated for the purpose of constructing daily cover, final cover, a liner, a gas venting system, roadways or berms.

"Chemical waste" means a non-putrescible solid whose characteristics are such that any contaminated leachate is expected to be formed through chemical or physical processes, rather than biological processes, and no gas is expected to be formed as a result.

"Contaminated leachate" means any leachate whose constituent violate the standards of 35 Ill. Adm. Code 811.202.

"Design Period" means that length of time determined by the sum of the operating life of the solid waste landfill facility plus the postclosure care period necessary to stabilize the waste in the units.

"DISPOSAL" MEANS THE DISCHARGE, DEPOSIT, INJECTION, DUMPING, SPILLING, LEAKING OR PLACING OF ANY SOLID WASTE INTO OR ON ANY LAND OR WATER OR INTO ANY WELL SUCH THAT SOLID WASTE OR ANY CONSTITUENT OF THE SOLID WASTE MAY ENTER THE ENVIRONMENT BY BEING EMITTED INTO THE AIR OR DISCHARGED INTO ANY WATERS, INCLUDING GROUNDWATER. (Section 3.08 of the Act.) If the solid waste is accumulated and not confined or contained to prevent its entry into the environment, or there is no certain plan for its disposal elsewhere, such accumulation shall constitute disposal.

"Disturbed areas" means those areas within a facility that have been physically altered during waste disposal operations or during the construction of any part of the facility.

"Documentation" means items, in any tangible form, whether directly legible or legible with the aid of any machine or device, including but not limited to affidavits, certificates, deeds, leases, contracts or other binding agreements, licenses, permits, photographs, audio or video recordings, maps, geographic surveys, chemical and mathematical formulas or equations, mathematical and statistical calculations and assumptions, research papers, technical reports, technical designs and design drawings, stocks, bonds and financial records, that are used to support facts or hypotheses.

"Earth liners" means structures constructed from naturally occurring soil material that has been compacted to achieve a low permeability.

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

"Existing facility" or "Existing unit" means a facility or unit which is not defined in this Section as a new facility or a new unit.

"Facility" means a site and all equipment and fixtures on a site used to treat, store or dispose of solid or special wastes. A facility consists of an entire solid or special waste treatment, storage or disposal operation. All structures used in connection with or to facilitate the waste disposal operation shall be considered a part of the facility. A facility may include, but is not limited to, one or more solid waste disposal units, buildings, treatment systems, processing and storage operations, and monitoring stations.

"Field capacity" means that maximum moisture content of a waste, under field conditions of temperature and pressure, above which moisture is released by gravity drainage.

"Foundry sand" BOARD NOTE: [The Board has requested that the proponent (steel and foundry) industries provide a definition of this term.]

"Gas collection system" means a system of wells, trenches, pipes and other related ancillary structures such as manholes, compressor housing, and monitoring installations that collect and transports the gas produced in a putrescible waste disposal unit to one or more gas processing points. The flow of gas through such a system may be produced by naturally occurring gas pressure gradients or may be aided by an induced draft generated by mechanical means.

"Gas condensate" means the liquid formed as a landfill gas is cooled or compressed.

"Gas venting system" means a system of wells, trenches, pipes and other related structures that vents the gas produced in a putrescible waste disposal unit to the atmosphere.

"Geomembranes" means manufactured membrane liners and barriers of low permeability used to control the migration of fluids or gases.

"Geotextiles" are permeable manufactured materials used for purposes which include, but are not limited to, strengthening soil, providing a filter to prevent clogging of drains, collecting and draining liquids and gases beneath the ground surface.

"GROUNDWATER" MEANS UNDERGROUND WATER WHICH OCCURS WITHIN THE SATURATED ZONE AND WITHIN GEOLOGIC MATERIALS WHERE THE FLUID PRESSURE IN THE PORE SPACE IS EQUAL TO OR GREATER THAN ATMOSPHERIC PRESSURE. (Section 3 of the Illinois Groundwater Protection Act)

"Hydraulic barriers" means structures designed to prevent or control the seepage of water. Hydraulic barriers include, but are not limited to cutoff walls, slurry walls, grout curtains and liners.

"Inert waste" means any solid waste that will not decompose biologically, burn, serve as food for vectors, form a gas, cause

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

an odor, or form a contaminated leachate, as determined in accordance with Section 811.202(b). Such inert wastes shall include only non-biodegradable and non-putrescible solid wastes. Inert wastes may include, but are not limited to, bricks, masonry and concrete (cured for 60 days or more).

"Iron slag"

BOARD NOTE: [The Board has requested that the proponent (steel and foundry) industries provide a definition of this term.]

"Land application unit" means an area where wastes are agronomically spread over or disked into land or otherwise applied so as to become incorporated into the soil surface. For the purposes of this Part and 35 Ill. Adm. Code 811 through 815, a land application unit is not a landfill; however, other Parts of 35 Ill. Adm. Code: Chapter I may apply, and may include the permitting requirements of 35 Ill. Adm. Code 309.

"Landfill" means a unit or part of a facility in or on which waste is placed and accumulated over time for disposal, and which is not a land application unit, a surface impoundment or an underground injection well. For the purposes of this Part and 35 Ill. Adm. Code 811 through 815, landfills include waste piles, as defined in this Section.

"Leachate" means liquid that has been or is in direct contact with a solid waste.

"Lift" means an accumulation of waste which is compacted into a unit and over which cover is placed.

"Malodor" means an odor caused by ONE OR MORE CONTAMINANT EMISSIONS INTO THE ATMOSPHERE FROM A FACILITY THAT IS IN SUFFICIENT QUANTITIES AND OF SUCH CHARACTERISTICS AND DURATION AS TO BE described as malodorous and which may be INJURIOUS TO HUMAN, PLANT, OR ANIMAL LIFE, TO HEALTH, OR TO PROPERTY, OR TO UNREASONABLY INTERFERE WITH THE ENJOYMENT OF LIFE OR PROPERTY. (Section 3.02 of the Act (defining "air pollution").)

"National Pollutant Discharge Elimination System" or "NPDES" means the program for issuing, modifying, revoking and reissuing, terminating, monitoring and enforcing permits and imposing and enforcing pretreatment requirements under the Clean Water Act (33 U.S.C. 1251 et seq.), Section 12(f) of the Environmental Protection Act and 35 Ill. Adm. Code 309. Subpart A and 310.

"NPDES permit" means a permit issued under the NPDES program.

"New facility" or "New unit" means a solid waste landfill facility or a unit at a facility, if one or more of the following conditions apply:

It is a landfill or unit exempt from permit requirements pursuant to Section 21(d) of the Act that has not yet accepted any waste as of the effective date of this Part;

It is a landfill or unit not exempt from permit requirements pursuant to Section 21(d) of the Act that has no development or operating permit issued by the Agency pursuant to 35 Ill.

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

Adm. Code 807 as of the effective date of this Part; or

It is a landfill with a unit whose maximum design capacity or lateral extent is increased after the effective date of this Part.

BOARD NOTE: A new unit located in an existing facility shall be considered a unit subject to 35 Ill. Adm. Code 814; which references applicable requirements of 35 Ill. Adm. Code 811.

"One hundred (100) year flood plain" means any land area which is subject to a one percent or greater chance of flooding in a given year from any source.

"One hundred (100) year, 24 hour precipitation event" means a precipitation event of 24 hour duration with a probable recurrence interval of once in 100 years.

"Operator" means the person responsible for the operation and maintenance of a solid waste disposal facility.

"Perched watertable" means an elevated watertable above a discontinuous saturated lens, resting on a low permeability (such as clay) layer within a high permeability (such as sand) formation.

"Permit area" means the entire horizontal and vertical region occupied by a permitted solid waste disposal facility.

"PERSON" IS ANY INDIVIDUAL, PARTNERSHIP, CO-PARTNERSHIP, FIRM, COMPANY, CORPORATION, ASSOCIATION, JOINT STOCK COMPANY, TRUST, ESTATE, POLITICAL SUBDIVISION, STATE AGENCY, OR ANY OTHER LEGAL ENTITY, OR THEIR LEGAL REPRESENTATIVE, AGENT OR ASSIGNS. (Section 3.26 of the Act.)

"Professional engineer" means a person who has registered and obtained a seal pursuant to "The Illinois-Professional Engineering Practice Act of 1989" (Ill. Rev. Stat 1989, ch. 111, par. 53201 et seq. 225 ILCS 325/1 et seq.).

"Professional land surveyor" means a person who has received a certificate of registration and a seal pursuant to "The Illinois Professional Land Surveyor Act of 1989" (Ill. Rev. Stat. 1989, ch. 111, par. 32051 et seq. 225 ILCS 330/1 et seq.).

"Putrescible waste" means a solid waste that contains organic matter capable of being decomposed by microorganisms so as to cause a malodor, gases, or other offensive conditions, or which is capable of providing food for birds and vectors. Putrescible wastes may form a contaminated leachate from microbiological degradation, chemical processes, and physical processes. Putrescible waste includes, but is not limited to, garbage, offal, dead animals, general household waste, and commercial waste. All solid wastes which do not meet the definitions of inert or chemical wastes shall be considered putrescible wastes.

"Publicly owned treatment works" or "POTW" means a treatment works that is owned by the State of Illinois or a unit of local

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

government. This definition includes any devices and systems used in the storage, treatment, recycling and reclamation of municipal sewage or industrial wastewater. It also includes sewers, pipes and other conveyances only if they convey wastewater to a POTW treatment plant. The term also means the unit of local government which has jurisdiction over the indirect discharges to and the discharges from such a treatment works.

"Recharge zone" means an area through which water can enter an aquifer.

"Responsible charge," when used to refer to a person, means that the person is normally present at a waste disposal site; directs the day-to-day overall operation at the site; and either is the owner or operator or is employed by or under contract with the owner or operator to assure that the day-to-day operations at the site are carried out in compliance with any part of 35 Ill. Adm. Code: Chapter I governing operations at waste disposal sites.

"Runoff" means water resulting from precipitation that flows overland before it enters a defined stream channel, any portion of such overland flow that infiltrates into the ground before it reaches the stream channel, and any precipitation that falls directly into a stream channel.

"Salvaging" means the return of waste materials to use, under the supervision of the landfill operator, so long as the activity is confined to an area remote from the operating face of the landfill, it does not interfere with or otherwise delay the operations of the landfill, and it results in the removal of all materials for salvaging from the landfill site daily or separates them by type and stores them in a manner that does not create a nuisance, harbor vectors or cause an unsightly appearance.

"Scavenging" means the removal of materials from a solid waste management facility or unit which is not salvaging.

"Seismic Slope Safety Factor" means the ratio between the resisting forces or moments in a slope and the driving forces or moments that may cause a massive slope failure during an earthquake or other seismic event such as an explosion.

"Settlement" means subsidence caused by waste loading, changes in groundwater level, chemical changes within the soil and adjacent operations involving excavation.

"Shredding" means the mechanical reduction in particle sizes of solid waste. Putrescible waste is considered shredded if 90 percent of the waste by dry weight passes a 3 inch sieve.

"Significant Modification" means a modification to an approved permit issued by the Agency in accordance with Section 39 of the Act and 35 Ill. Adm. Code 813 that is required when one or more of the following changes, considered significant when that change measured by one or more parameters whose values lie outside the expected operating range of values as specified in the permit, are planned, occur or will occur:

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

An increase in the capacity of the waste disposal unit over the permitted capacity;

Any change in the placement of daily, intermediate or final cover;

A decrease in performance, efficiency or longevity of the liner system;

A decrease in efficiency or performance of the leachate collection system;

A change in configuration, performance, or efficiency of the leachate management system;

A change in the final disposition of treated effluent or in the quality of the discharge from the leachate treatment or pretreatment system;

Installation of a gas management system, or a decrease in the efficiency or performance of an existing gas management system;

A change in the performance or operation of the surface water control system;

A decrease in the quality or quantity of data from any environmental monitoring system;

A change in the applicable background concentrations or the maximum allowable predicted concentrations;

A change in the design or configuration of the regraded area after development or after final closure;

A change in the amount or type of postclosure financial assurance;

Any change in the permit boundary;

A change in the postclosure land use of the property;

A remedial action necessary to protect groundwater;

Transfer of the permit to a new operator;

Operating authorization is being sought to place into service a structure constructed pursuant to a construction quality assurance program; or

A change in any requirement set forth as a special condition in the permit.

"Sole source aquifer" means those aquifers designated pursuant to Section 1424(e) of the Safe Drinking Water Act of 1974, (42 U.S.C 300h-3).

"Solid Waste" means a waste that is defined in this Section as an

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

inert waste, as a putrescible waste, as a chemical waste or as a special waste, and which is not also defined as a hazardous waste pursuant to 35 Ill. Adm. Code 721.

"SPECIAL WASTE" MEANS ANY INDUSTRIAL PROCESS WASTE, POLLUTION CONTROL WASTE OR HAZARDOUS WASTE, EXCEPT AS DETERMINED PURSUANT TO SECTION 22.9 OF THE ACT AND 35 Ill. Adm. Code 808. (Section 3.45 of the Act.)

"Static Safety Factor" means the ratio between resisting forces or moments in a slope and the driving forces or moments that may cause a massive slope failure.

"Steel slag" BOARD NOTE: [The Board has requested that the proponent (steel and foundry) industries provide a definition of this term.]

"Surface impoundment" means a natural topographic depression, a man-made excavation, or a diked area into which flowing wastes, such as liquid wastes or wastes containing free liquids, are placed. For the purposes of this Part and 35 Ill. Adm. Code 811 through 815, a surface impoundment is not a landfill. Other Parts of 35 Ill. Adm. Code: Chapter I may apply, including the permitting requirements of 35 Ill. Adm. Code 309.

"Twenty-five (25) year, 24 hour precipitation event" means a precipitation event of 24 hour duration with a probable recurrence interval of once in 25 years.

"Uppermost aquifer" means the first geologic formation above or below the bottom elevation of a constructed liner or wastes, where no liner is present, which is an aquifer, and includes any lower aquifer that is hydraulically connected with this aquifer within the facility's permit area.

"Unit" means a contiguous area used for solid waste disposal.

"Unit of local government" means a unit of local government, as defined by Article 7, Section 1 of the Illinois Constitution. A unit of local government may include, but is not limited to, a municipality, a county, or a sanitary district.

"Waste pile" means an area on which non-containerized masses of solid, non flowing wastes are placed for disposal. For the purposes of this Part and 35 Ill. Adm. Code 811 through 815, a waste pile is a landfill, unless the operator can demonstrate that the wastes are not accumulated over time for disposal. At a minimum, such demonstration shall include photographs, records or other observable or discernable information, maintained on a yearly basis, that show that within the preceding year the waste has been removed for utilization or disposed elsewhere.

"Waste stabilization" means any chemical, physical or thermal treatment of waste, either alone or in combination with biological processes, which results in a reduction of microorganisms, including viruses, and the potential for putrefaction.

"Working face" means any part of a landfill where waste is being

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

disposed.

"Zone of attenuation" is the three dimensional region formed by excluding the volume occupied by the waste placement from the smaller of the volumes resulting from vertical planes drawn to the bottom of the uppermost aquifer at the property boundary or 100 feet from the edge of one or more adjacent units.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 810.104 Incorporations by Reference

a) The Board incorporates the following material by reference:

- 1) Code of Federal Regulations:
40 CFR 141.40 (1988).

- 2) American Institute of Certified Public Accountants, 1211 Avenue of the Americas, New York, NY 10036:

Auditing Standards--Current Text, August 1, 1990 Edition--available through the American Institute of Certified Public Accountants, 1211 Avenue of the Americas, New York, NY 10036.

- 3) ASTM, American Society for Testing and Materials, 1976 Race Street, Philadelphia, PA 19103 215/299-5585:

Method D2234-76, [title of method to be provided by the proponents].

Method D3987-85, [title of method to be provided by the proponents].

b) This incorporation includes no later amendments or editions.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

1) Heading of the Part: STANDARDS FOR EXISTING LANDFILLS AND UNITS2) Code Citation: 35 Ill. Adm. Code 8143) Section Numbers:

814.601, 814.602, 814.701
814.702, 814.801, 814.802

Proposed Action:

New Section
New Section

4) Statutory Authority: Ill. Rev. Stat. 1991, ch. 111½, pars. 1005, 1021, 1021.1, 1022, 1022.17, 1028.1 and 1027 [415 ILCS 5/5, 5/21, 5/21.1, 5/22, 5/22.17, 5/28.1 and 5/27].5) A Complete Description of the Subjects and Issues Involved:

A more detailed description is contained in the Board's opinion and order of September 23, 1993 in R90-23, which opinion and order is available from the address below.

On August 17, 1990, in R88-7, the Board adopted extensive regulations at 35 Ill. Adm. Code 810 through 815 and amendments to the existing regulations at 35 Ill. Adm. Code 807 to govern the landfill disposal of non-hazardous waste. See 14 Ill. Reg. 15785 (Part 812), 15817 (Part 815), 15814 (Part 813), 15850 (Part 814), 15832 (Part 807), 15838 (Part 810), and 15861 (Part 811) (effective Sept. 18, 1990). As part of that extensive rulemaking proceeding, the Board provided at 35 Ill. Adm. Code 811.101(b) that the regulations would have a limited applicability to landfills that disposed exclusively of wastes generated by foundries and primary steel production facilities, provided those industries filed a rulemaking proposal relating specifically to those wastes prior to December 1, 1990. This was done in response to the participation of those industries in the R88-7 proceeding.

On December 12, 1990, the Board received a rulemaking proposal from the affected industries. After a February 4, 1991 response by Steel and Foundry to a December 20, 1993 request by the Board for more information, the Board adopted on February 7, 1991 a first Notice of opinion and order; this proposal was published in the Illinois Register on March 1, 1991. (See 17 Ill. Reg. 3166 (Part 811), and 3155 (Part 814), and 3173 (Part 817) (Mar. 1, 1991).) The Board conducted public hearings on May 19, June 7, and June 21, 1991. The industries filed their first amended proposal on May 13, 1991. After filing a pre-hearing discussion draft on June 24, 1992, the industries filed their second amended proposal on March 4, 1993, with further documentation filed on May 13, 1993 in response to a March 26, 1993 Board hearing officer's order.

The present proposed amendments are based on the second amended industry proposal. 35 Ill. Adm. Code 807 and 810 through 815, and newly-proposed 35 Ill. Adm. Code 817 are involved in this proceeding. The Board has made minor modifications to the language as proposed to conform the format of the rules to the Board's style and the Illinois Administrative Code filing requirements. Otherwise, the Board proposes the amendments without review of the merits of the proposal, except that the Board has requested that the industry provide definitions at 35 Ill. Adm. Code 810.103 and proposed new 35 Ill. Adm. Code 817.102 of certain key terms and certain information at 35 Ill. Adm. Code 810.104 relating to certain documents used throughout the rules.

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

The present rulemaking would establish requirements for certain landfills accepting wastes from the foundry and primary steel industries for disposal. These requirements would apply in place of those that would otherwise apply.

6) Will these proposed amendments replace emergency amendments currently in effect? No.7) Does this rulemaking contain an automatic repeal date? No.8) Does these proposed amendments contain incorporations by reference? No.9) Are there any other amendments pending on this Part? Yes.

<u>Section Numbers:</u>	<u>Proposed Action:</u>	<u>Illinois Register Citation:</u>
814.101	Amendment	June 18, 1993, 17 Ill. Reg. 8714
814.102	Amendment	June 18, 1993, 17 Ill. Reg. 8714
814.103	Amendment	June 18, 1993, 17 Ill. Reg. 8714
814.104	Amendment	June 18, 1993, 17 Ill. Reg. 8714
814.105	Amendment	June 18, 1993, 17 Ill. Reg. 8714
814.107	New Section	June 18, 1993, 17 Ill. Reg. 8714
814.108	New Section	June 18, 1993, 17 Ill. Reg. 8714
814.302	Amendment	June 18, 1993, 17 Ill. Reg. 8714
814.402	Amendment	June 18, 1993, 17 Ill. Reg. 8714
814.501	Amendment	June 18, 1993, 17 Ill. Reg. 8714

Statement of Statewide Policy Objectives:

The proposed amendments could require a local government to modify its activities for the disposal of non-hazardous wastes generated by the steel and foundry industries. The existing regulations at 35 Ill. Adm. Code 807 and 810 through 815 already govern the land disposal of those wastes, and the proposed amendments to this Part would constitute a relaxation of those existing requirements for the disposal of certain of those wastes. The policy objectives implemented by this proposal are found in Sections 20 and 22 of the Environmental Protection Act (Ill. Rev. Stat. 1991 ch. 111½, par. 1020 and 1022 [415 ILCS 5/20 and 5/22 (1992)]).

11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking:

The Board will accept written public comment on this proposal for a period of 45 days after the date of this publication. Comments should reference Docket R90-26 and be addressed to:

Ms. Dorothy M. Gunn, Clerk
Illinois Pollution Control Board
State of Illinois Center, Suite 11-500
100 W. Randolph St.
Chicago, IL 60601

12) Initial Regulatory Flexibility Analysis:

- A) Date rule was submitted to the Small Business Office of the Department of Commerce and Community Affairs: September 27, 1993.
- B) Types of small businesses affected:

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

The existing rules of 35 Ill. Adm. Code 807 and 810 through 815 and the proposed amendments to this Part affect small businesses which generate, transport, treat, store or dispose of waste. The proposed amendments to this Part would constitute a relaxation of the existing requirements for the disposal of certain steel and foundry industry wastes.

C) Reporting, bookkeeping or other procedures required for compliance:

The existing rules of 35 Ill. Adm. Code 807 and 810 through 815 and the proposed amendments to this Part require extensive reporting, bookkeeping and other procedures, including the preparation of manifests and annual reports, waste analyses and maintenance of operating records. The proposed amendments to this Part would constitute a relaxation of the existing requirements for the disposal of certain steel and foundry industry wastes. However, the regulations would change or modify certain of the existing reporting, bookkeeping, or other procedures so as to increase the compliance burden in some ways and decrease it in others.

D) Types of professional skills necessary for compliance:

Compliance with the existing rules of 35 Ill. Adm. Code 807 and 810 through 815 and the proposed amendments to this Part may require the services of an attorney, certified public accountant, chemist and registered professional engineer. The proposed amendments to this Part would constitute a relaxation of the existing requirements for the disposal of certain steel and foundry industry wastes. However, the regulations would change or modify certain of the existing professional skills necessary so as to increase the compliance burden in some ways and decrease it in others.

The full text of the proposed amendments begins on the next page:

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

TITLE 35: ENVIRONMENTAL PROTECTION
SUBTITLE G: WASTE DISPOSAL

CHAPTER I: POLLUTION CONTROL BOARD

SUBCHAPTER I: SOLID WASTE AND SPECIAL WASTE HAULING

PART 814

STANDARDS FOR EXISTING LANDFILLS AND UNITS

SUBPART A: GENERAL REQUIREMENTS

Section
814.101 Scope and Applicability
814.102 Compliance Date
814.103 Notifications to Agency
814.104 Applications for Significant Modification of Permits
814.105 Effect of timely Filing of Notification and Application for Significant Modification
814.106 Agency Action on Applications for Significant Modifications to Existing Permits

SUBPART B: STANDARDS FOR UNITS ACCEPTING INERT WASTE

Section
814.201 Scope and Applicability
814.202 Applicable Standards

SUBPART C: STANDARDS FOR EXISTING UNITS ACCEPTING CHEMICAL AND PUTRESCIBLE WASTES THAT MAY REMAIN OPEN FOR MORE THAN SEVEN YEARS

Section
814.301 Scope and Applicability
814.302 Applicable Standards

SUBPART D: STANDARDS FOR EXISTING UNITS ACCEPTING CHEMICAL AND PUTRESCIBLE WASTES THAT MUST INITIATE CLOSURE WITHIN SEVEN YEARS

Section
814.401 Scope and Applicability
814.402 Applicable Standards

SUBPART E: STANDARDS FOR EXISTING UNITS ACCEPTING INERT WASTE ONLY, OR ACCEPTING CHEMICAL AND PUTRESCIBLE WASTES THAT MUST INITIATE CLOSURE WITHIN TWO YEARS

Section
814.501 Scope and Applicability
814.502 Standards for Operation and Closure

SUBPART F: STANDARDS FOR EXISTING UNITS ACCEPTING ONLY LOW RISK WASTES FROM THE STEEL AND FOUNDRY INDUSTRIES THAT MAY REMAIN OPEN FOR MORE THAN SEVEN YEARS

Section
814.601 Scope and Applicability
814.602 Applicable Standards

SUBPART G: STANDARDS FOR EXISTING UNITS ACCEPTING ONLY LOW RISK WASTES FROM THE STEEL OR FOUNDRY INDUSTRIES THAT MUST INITIATE CLOSURE WITHIN SEVEN YEARS

Section
814.701 Scope and Applicability
814.702 Applicable Standards

SUBPART H: STANDARDS FOR EXISTING UNITS ACCEPTING

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

POTENTIALLY REUSABLE STEEL OR FOUNDRY INDUSTRY WASTE ONLY,
OR ACCEPTING LOW RISK STEEL OR FOUNDRY INDUSTRY WASTES
THAT MUST INITIATE CLOSURE WITHIN TWO YEARS

Section
814.801
814.802
Scope and Applicability
Standards for Operation and Closure

AUTHORITY: Implementing Sections 5, 21, 21.1, 22, 22.17 and 28.1, and authorized by Section 27 of the Environmental Protection Act (Ill. Rev. Stat. 1989, ch. 111, pars. 1005, 1021.1, 1022, 1028.17, 1028.1 and 1027 [5/5, 5/21, 5/21.1, 5/22, 5/22.17, 5/28.1 and 5/27]).

SOURCE: Adopted in R88-7 at 14 Ill. Reg. 15850, effective September 18, 1990; amended in R90-26 at 18 Ill. Reg. _____, effective _____.

NOTE: Capitalization indicates statutory language.

SUBPART F: STANDARDS FOR EXISTING UNITS ACCEPTING ONLY
LOW RISK WASTES FROM THE STEEL AND FOUNDRY INDUSTRIES
THAT MAY REMAIN OPEN FOR MORE THAN SEVEN YEARS

Section 814.601 Scope and Applicability

a) The standards in this Subpart are applicable to all existing units of landfills, including those exempt from permit requirements in accordance with Section 21(d) of the Act, that have accepted or accept low risk wastes. Based on an evaluation of the information submitted pursuant to Subpart A of this Part and any Agency site inspection, units that meet the requirements of this Subpart may remain open for an indefinite period of time beyond seven years after the effective date of this Part.

b) Based on an evaluation of the information submitted pursuant to Subpart A of this Part and any Agency site inspection, units which are unable to comply with the requirements of this Subpart are subject to the requirements of Subpart G or Subpart H of this Part.

(Source: added at 18 Ill. Reg. _____, effective _____)

Section 814.602 Applicable Standards

a) All of the requirements for new units described in 35 Ill. Adm. Code 817 shall apply to units regulated under this Subpart except the following:

- 1) The location standards in 35 Ill. Adm. Code 817.402(a) and (d);
- 2) The foundation and mass stability analysis standards in 35 Ill. Adm. Code 817.404 and 817.405;
- 3) The final cover requirements of 35 Ill. Adm. Code 817.410 shall not apply to units or parts of units closed, covered, and vegetated prior to the effective date of this Section;
- 4) The liner and leachate drainage and collection requirements of 35 Ill. Adm. Code 817.406, 817.407, and 817.408; and

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

5) The hydrogeological site investigation requirements of 35 Ill. Adm. Code 817.411, except that information shall be collected to implement a groundwater monitoring program in accordance with 35 Ill. Adm. Code 817.414 and 817.415 and establish background concentrations for the purpose of establishing water quality standards pursuant to 35 Ill. Adm. Code 817.416.

b) Units regulated under this Subpart shall be subject to the following standards:

- 1) The unit must be equipped with a system which will effectively drain and collect leachate and transport it to a leachate management system. However, if the facility can provide proof that the federal MCLs will not be exceeded at the compliance boundary, no leachate collection or transport system shall be required.
- 2) The operator shall provide a long-term static safety factor of at least 1.5 to protect a completed unit against slope failure;
- 3) Calculation of the Design Period. For the purpose of calculating financial assurance the design period shall be calculated as follows:

- A) The design period shall be no less than the operating life of the landfill plus 15 years of postclosure care;
- B) The postclosure care period shall be extended by three years for each year the unit is expected to be in operation up to the applicable design period required by 35 Ill. Adm. Code 817. (For example, an existing unit with expected operating lives of three or seven years after the effective date of this Part would be required to provide financial assurance during operation and for a postclosure care period of either 15 years since 3 x 3 = 9 years is less than the 15 year minimum specified in subsection (b) (3) (A); or 20 years since 3 x 7 = 21 years is greater than the 20 years specified in Section 817.403(a), respectively.)

(Source: added at 18 Ill. Reg. _____, effective _____)

SUBPART G: STANDARDS FOR EXISTING UNITS ACCEPTING
ONLY LOW RISK WASTES FROM THE STEEL OR FOUNDRY INDUSTRIES
THAT MUST INITIATE CLOSURE WITHIN SEVEN YEARS

Section 814.701 Scope and Applicability

a) The standards in this Subpart are applicable to all existing units of landfills, including those exempt from permit requirements in accordance with Section 21(d) of the Act, that have accepted or accept low risk wastes. Based on an evaluation of the information submitted pursuant to Subpart A of this Part and any Agency site inspection, units that meet the requirements of this Subpart shall initiate closure between two and seven years after the effective date of this Section.

b) Based on an evaluation of the information submitted pursuant to

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

Subpart A of this Part and any Agency site inspection, units which are unable to comply with the requirements of this Section are subject to the requirements of Subpart H of this Part.

(Source: added at 18 Ill. Reg. _____, effective _____)

Section 814.702

Applicable Standards

a) All of the requirements for new units described in 35 Ill. Adm. Code 817 shall apply to units regulated under this Subpart, except the following:

- 1) The location standards in 35 Ill. Adm. Code 817.402(a), (c), (d), and (e);
- 2) The foundation and mass stability analysis standards in 35 Ill. Adm. Code 817.404 and 817.405;
- 3) The final cover requirements of 35 Ill. Adm. Code 817.407 shall not apply to units or parts of units closed, covered, and vegetated prior to the effective date of this section;
- 4) The liner and leachate drainage and collection requirements of 35 Ill. Adm. Code 817.406, 817.407, and 817.408;
- 5) The hydrogeological site investigation requirements of 35 Ill. Adm. Code 817.411;
- 6) The groundwater impact assessment standards of 35 Ill. Adm. Code 817.413;
- 7) The groundwater monitoring program requirements of 35 Ill. Adm. Code 817.414(c); and
- 8) The groundwater quality standards of 35 Ill. Adm. Code 817.416(a), (b), and (c).

b) The following standards shall apply to units regulated under this Subpart:

- 1) No new units shall be opened and an existing unit may not expand beyond the area included in a permit prior to the effective date of this Section or, in the case of permit exempt facilities, beyond the area needed for landfilling to continue until closure is initiated;
- 2) After the effective date of this section, the unit may apply for supplemental waste stream permits provided, however, that the additional waste streams are of a similar or compatible chemical makeup to the wastes previously disposed of in the unit. The unit may also continue to accept special waste under permits existing prior to the effective date of this Section and may renew those permits as necessary.
- 3) Groundwater Standards. A unit shall not contaminate a source of drinking water at the compliance boundary, defined as any point on the edge of the unit at or below the ground surface. At any point on the compliance boundary, the concentration of

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

constituents shall not exceed the applicable groundwater quality standards of 35 Ill. Adm. Code Part 620. The Board may provide for a zone of attenuation and adjust the compliance boundary in accordance with Section 28.1 of the Act and the procedures of 35 Ill. Adm. Code 106. Subpart G upon petition demonstration by the operator that the alternative compliance boundary will not result in contamination of groundwater which may be needed or used for human consumption. In reviewing such petitions, the Board will consider the following factors:

- A) The hydrogeological characteristics of the unit and surrounding land, including any natural attenuation and dilution characteristics of the aquifer;
- B) The volume and physical and chemical characteristics of the leachate;
- C) The quantity, quality, and direction of flow of groundwater underlying the facility;
- D) The proximity and withdrawal rates of ground-water users;
- E) The availability of alternative drinking water supplies;
- F) The existing quality of the groundwater, including other sources of contamination and their cumulative impacts on the groundwater;
- G) Public health, safety, and welfare effects; and
- H) In no case shall the zone of compliance extend beyond the facility property line or beyond the annual high water mark of any navigable surface water.

4) Calculation of the Design Period. For the purposes of calculating financial assurance the design period shall be calculated as follows:

- A) The design period shall be no less than five years; and
- B) The postclosure care period shall be extended by three years for each year the unit is expected to be in operation up to the applicable design period required by 35 Ill. Adm. Code 817. (For example, an existing unit with an expected life of three years after the effective date of this Part would be required to provide financial assurance for nine years of postclosure care, $9 = 3 \times 3$.)

(Source: added at 18 Ill. Reg. _____, effective _____)

SUBPART H: STANDARDS FOR EXISTING UNITS ACCEPTING POTENTIALLY REUSABLE STEEL OR FOUNDRY INDUSTRY WASTE ONLY, OR ACCEPTING LOW RISK STEEL OR FOUNDRY INDUSTRY WASTES.

THAT MUST INITIATE CLOSURE WITHIN TWO YEARS

Section 814.801 Score and Applicability

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

a) The standards in this Subpart are applicable to all existing units of landfills, including those exempt from permit requirements in accordance with Section 21(d) of the Act, that accept potentially reusable waste only, or which accept low risk wastes.

b) All units that cannot demonstrate compliance with the requirements of Subparts B, F, or G of this Part, or are scheduled to begin closure within two years of the effective date of this Section must begin closure within two years of the effective date of this Section.

c) A new permit shall not be required for any facility at which all units will close within two years of the effective date of this Section.

(Source: added at 18 Ill. Reg. _____, effective _____)
Section 814.802 Standards for Operation and Closure

a) All units regulated in this Subpart are subject to all requirements in 35 Ill. Adm. Code 807.

b) All units regulated under this Subpart are subject to all conditions of the existing permit.

(Source: added at 18 Ill. Reg. _____, effective _____)

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

1) Heading of the Part: STANDARDS FOR NEW SOLID WASTE LANDFILLS

2) Code Citation: 35 Ill. Adm. Code 811

3) Section Numbers: Proposed Action:

811.101

Amendment

811.301

Amendment

4) Statutory Authority: Ill. Rev. Stat. 1991, ch. 111 1/2, pars. 1005, 1021, 1021.1, 1022, 1022.17, 1028.1 and 1027 [415 ILCS 5/5, 5/21, 5/21.1, 5/22, 5/22.17, 5/28.1, and 5/27].

5) A Complete Description of the Subjects and Issues Involved:

A more detailed description is contained in the Board's opinion and order of September 23, 1993 in R90-23, which opinion and order is available from the address below.

On August 17, 1990, in R88-7, the Board adopted extensive regulations at 35 Ill. Adm. Code 810 through 815 and amendments to the existing regulations at 35 Ill. Adm. Code 807 to govern the landfill disposal of non-hazardous waste. See 14 Ill. Reg. 15785 (Part 812), 15817 (Part 815), 15814 (Part 813), 15850 (Part 814), 15832 (Part 807), 15838 (Part 810), and 15861 (Part 811) (effective Sept. 18, 1990). As part of that extensive rulemaking proceeding, the Board provided at 35 Ill. Adm. Code 811.101(b) that the regulations would have a limited applicability to landfills that disposed exclusively of wastes generated by foundries and primary steel production facilities, provided those industries filed a rulemaking proposal relating specifically to those wastes prior to December 1, 1990. This was done in response to the participation of those industries in the R88-7 proceeding.

On December 12, 1990, the Board received a rulemaking proposal from the affected industries. After a February 4, 1991 response by Steel and Foundry to a December 20, 1993 request by the Board for more information, the Board adopted on February 7, 1991 a first First Notice opinion and order; this proposal was published in the Illinois Register on March 1, 1991. (See 17 Ill. Reg. 3166 (Part 811), and 3155 (Part 814), and 3173 (Part 817) (Mar. 1, 1991).) The Board conducted public hearings on May 19, June 7, and June 21, 1991. The industries filed their first amended proposal on May 13, 1991. After filing a pre-hearing discussion draft on June 24, 1992, the industries filed their second amended proposal on March 4, 1993, with further documentation filed on May 13, 1993 in response to a March 26, 1993 Board hearing officer's order.

The present proposed amendments are based on the second amended industry proposal. 35 Ill. Adm. Code 807 and 810 through 815, and newly-proposed 35 Ill. Adm. Code 817 are involved in this proceeding. The Board has made minor modifications to the language as proposed to conform the format of the rules to the Board's style and the Illinois Administrative Code filing requirements. Otherwise, the Board proposes the amendments without review of the merits of the proposal, except that the Board has requested that the industry provide definitions at 35 Ill. Adm. Code 810.103 and proposed new 35 Ill. Adm. Code 817.102 of certain key terms and certain information at 35 Ill. Adm. Code 810.104 relating to certain documents used throughout the rules.

ILLINOIS REGISTER
POLLUTION CONTROL BOARD
NOTICE OF PROPOSED AMENDMENTS

The present rulemaking would establish requirements for certain landfills accepting wastes from the foundry and primary steel industries for disposal. These requirements would apply in place of those that would otherwise apply.

- 6) Will these proposed amendments replace emergency amendments currently in effect? No.
- 7) Does this rulemaking contain an automatic repeal date? No.
- 8) Does these proposed amendments contain incorporations by reference? No.
- 9) Are there any other amendments pending on this Part? Yes.

Section Numbers	Proposed Action	Illinois Register Citation
811.101	Amendment	June 18, 1993, 17 Ill. Reg. 8726
811.107	Amendment	June 18, 1993, 17 Ill. Reg. 8726
811.110	Amendment	June 18, 1993, 17 Ill. Reg. 8726
811.111	Amendment	June 18, 1993, 17 Ill. Reg. 8726
811.112	New Section	June 18, 1993, 17 Ill. Reg. 8726
811.302	Amendment	June 18, 1993, 17 Ill. Reg. 8726
811.303	Amendment	June 18, 1993, 17 Ill. Reg. 8726
811.319	Amendment	June 18, 1993, 17 Ill. Reg. 8726
811.323	Amendment	June 18, 1993, 17 Ill. Reg. 8726
811.324	New Section	June 18, 1993, 17 Ill. Reg. 8726
811.325	New Section	June 18, 1993, 17 Ill. Reg. 8726
811.326	New Section	June 18, 1993, 17 Ill. Reg. 8726
811.700	Amendment	June 18, 1993, 17 Ill. Reg. 8726
811.701	Amendment	June 18, 1993, 17 Ill. Reg. 8726
811.702	Amendment	June 18, 1993, 17 Ill. Reg. 8726
811.703	Amendment	June 18, 1993, 17 Ill. Reg. 8726
811.704	Amendment	June 18, 1993, 17 Ill. Reg. 8726
811.705	Amendment	June 18, 1993, 17 Ill. Reg. 8726
811.706	Amendment	June 18, 1993, 17 Ill. Reg. 8726
811.707	Amendment	June 18, 1993, 17 Ill. Reg. 8726
811.708	Amendment	June 18, 1993, 17 Ill. Reg. 8726
811.709	Amendment	June 18, 1993, 17 Ill. Reg. 8726
811.710	Amendment	June 18, 1993, 17 Ill. Reg. 8726
811.711	Amendment	June 18, 1993, 17 Ill. Reg. 8726
811.712	Amendment	June 18, 1993, 17 Ill. Reg. 8726
811.713	Amendment	June 18, 1993, 17 Ill. Reg. 8726
811.714	Amendment	June 18, 1993, 17 Ill. Reg. 8726
811.715	Amendment	June 18, 1993, 17 Ill. Reg. 8726
811.App. B	New Section	June 18, 1993, 17 Ill. Reg. 8726

10) Statement of Statewide Policy Objectives:

The proposed amendments could require a local government to modify its activities for the disposal of non-hazardous wastes generated by the steel and foundry industries. The existing regulations at 35 Ill. Adm. Code 807 and 810 through 815 already govern the land disposal of those wastes, and the proposed amendments to this Part would constitute a relaxation of those existing requirements for the disposal of certain of those wastes. The policy objectives implemented by this proposal are found in Sections 20 and 22 of the Environmental Protection Act (Ill. Rev. Stat. 1991 ch. 111 1/2, par. 1020 and 1022 [415 ILCS 5/20 and 5/22 (1992)]).

- 11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking:

The Board will accept written public comment on this proposal for a period of 45 days after the date of this publication. Comments should reference Docket R90-26 and be addressed to:

Ms. Dorothy M. Gunn, Clerk
Illinois Pollution Control Board
State of Illinois Center, Suite 11-500
100 W. Randolph St.
Chicago, IL 60601

12) Initial Regulatory Flexibility Analysis:

- A) Date rule was submitted to the Small Business Office of the Department of Commerce and Community Affairs: September 27, 1993.

B) Types of small businesses affected:

The existing rules of 35 Ill. Adm. Code 807 and 810 through 815 and the proposed amendments to this Part affect small businesses which generate, transport, treat, store or dispose of waste. The proposed amendments to this Part would constitute a relaxation of the existing requirements for the disposal of certain steel and foundry industry wastes.

C) Reporting, bookkeeping or other procedures required for compliance:

The existing rules of 35 Ill. Adm. Code 807 and 810 through 815 and the proposed amendments to this Part require extensive reporting, bookkeeping and other procedures, including the preparation of manifests and annual reports, waste analyses and maintenance of operating records. The proposed amendments to this Part would constitute a relaxation of the existing requirements for the disposal of certain steel and foundry industry wastes. However, the regulations would change or modify certain of the existing reporting, bookkeeping, or other procedures so as to increase the compliance burden in some ways and decrease it in others.

D) Types of professional skills necessary for compliance:

Compliance with the existing rules of 35 Ill. Adm. Code 807 and 810 through 815 and the proposed amendments to this Part may require the services of an attorney, certified public accountant, chemist and registered professional engineer. The proposed amendments to this Part would constitute a relaxation of the existing requirements for the disposal of certain steel and foundry industry wastes. However, the regulations would change or modify certain of the existing professional skills necessary so as to increase the compliance burden in some ways and decrease it in others.

The full text of the proposed amendments begins on the next page:

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

TITLE 35: ENVIRONMENTAL PROTECTION

SUBTITLE G: WASTE DISPOSAL

CHAPTER I: POLLUTION CONTROL BOARD

SUBCHAPTER I: SOLID WASTE AND SPECIAL WASTE HAULING

PART 811

STANDARDS FOR NEW SOLID WASTE LANDFILLS

SUBPART A: GENERAL STANDARDS FOR ALL LANDFILLS

Section
811.101
811.102
811.103
811.104
811.105
811.106
811.107
811.108
811.109
811.110
811.111

Scope and Applicability
Location Standards
Surface Water Drainage
Survey Controls
Compaction
Daily Cover
Operating Standards
Salvaging
Boundary Control
Closure and Written Closure Plan
Postclosure Maintenance

SUBPART B: INERT WASTE LANDFILLS

Section
811.201
811.202
811.203
811.204
811.205
811.206
811.207

Scope and Applicability
Determination of Contaminated Leachate
Design Period
Final Cover
Final Slope and Stabilization
Leachate Sampling
Load Checking

SUBPART C: PUTRESCIBLE AND CHEMICAL WASTE LANDFILLS

Section
811.301
811.302
811.303
811.304
811.305
811.306
811.307
811.308
811.309
811.310
811.311
811.312
811.313
811.314
811.315
811.316
811.317
811.318

Scope and Applicability
Facility Location
Design Period
Foundation and Mass Stability Analysis
Foundation Construction
Liner Systems
Leachate Drainage System
Leachate Collection System
Leachate Treatment and Disposal System
Landfill Gas Monitoring
Landfill Gas Management System
Landfill Gas Processing and Disposal System
Intermediate Cover
Final Cover System
Hydrogeological Site Investigations
Plugging and Sealing of Drill Holes
Groundwater Impact Assessment
Design, Construction, and Operation of Groundwater Monitoring Systems

811.319 Groundwater Monitoring Programs
811.320 Groundwater Quality Standards
811.321 Waste Placement
811.322 Final Slope and Stabilization
811.323 Load Checking Program

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

SUBPART D: MANAGEMENT OF SPECIAL WASTES AT LANDFILLS

Section
811.401
811.402
811.403
811.404
811.405
811.406

Scope and Applicability
Notice to Generators and Transporters
Special Waste Manifests
Identification Record
Recordkeeping Requirements
Procedures for Excluding Regulated Hazardous Wastes

SUBPART E: CONSTRUCTION QUALITY ASSURANCE PROGRAMS

Section
811.501
811.502
811.503
811.504
811.505
811.506
811.507
811.508
811.509

Scope and Applicability
Duties and Qualifications of Key Personnel
Inspection Activities
Sampling Requirements
Documentation
Foundations and Subbases
Compacted Earth Liners
Geomembranes
Leachate Collection Systems

SUBPART G: FINANCIAL ASSURANCE

Section
811.700
811.701
811.702
811.703
811.704
811.705
811.706
811.707
811.708
811.709
811.710
811.711
811.712
811.713
811.714
811.715

Scope, Applicability and Definitions
Upgrading Financial Assurance
Release of Financial Institution
Application of Proceeds and Appeals
Closure and Postclosure Care Cost Estimates
Revision of Cost Estimate
Mechanisms for Financial Assurance
Use of a Financial Mechanism for Multiple Sites
Trust Fund for Unrelated Sites
Trust Fund
Surety Bond Guaranteeing Payment
Surety Bond Guaranteeing Performance
Letter of Credit
Closure Insurance
Self-Insurance for Non-commercial Sites

811.Appendix A Financial Assurance Forms

Illustration A Trust Agreement
Illustration B Certificate of Acknowledgment
Illustration C Forfeiture Bond
Illustration D Performance Bond
Illustration E Irrevocable Standby Letter of Credit
Illustration F Certificate of Insurance for Closure and/or Postclosure Care
Illustration G Operator's Bond Without Surety
Illustration H Operator's Bond With Parent Surety
Illustration I Letter from Chief Financial Officer

AUTHORITY: Implementing Sections 5, 21, 21.1, 22, 22.17 and 28.1 and authorized by Section 27 of the Environmental Protection Act (Ill. Rev. Stat. 1989, ch. 111½, pars. 1005, 1021, 1021.1, 1022, 1022.17, 1028.1 and 1027.1415 ILCS 5/5, 5/21.1, 5/22, 5/22.17, 5/28.1, and 5/271).

SOURCE: Adopted in R88-7 at 14 Ill. Reg. 15861, effective September 18, 1990;

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

amended in R92-19 at 17 Ill. Reg. 12413, effective July 19, 1993; amended in R90-26 at 18 Ill. Reg. _____, effective _____.

NOTE: Capitalization indicates statutory language.

SUBPART A: GENERAL STANDARDS FOR ALL LANDFILLS

Section 811.101 Scope and Applicability

- a) The standards of this Part apply to all new landfills, except as otherwise provided in 35 Ill. Adm. Code 817, and except those regulated pursuant to 35 Ill. Adm. Code 700 through 749. Subpart A contains general standards applicable to all new landfills. Subpart B contains additional standards for new landfills which dispose of only inert wastes. Subpart C contains additional standards for new landfills which dispose of chemical and putrescible wastes.

- b) ~~This Part shall not apply until one year after the effective date of this Part to new landfills solely receiving the following wastes generated by the following industries, provided that proposed regulations of general applicability to that industry category are filed with the Board no later than December 1, 1990: wastes generated by foundries and primary steel production facilities and coal combustion wastes generated by electric utilities. The requirements of 35 Ill. Adm. Code 807 shall apply to such landfills during the interim period of one year after the effective date of this Part. This Part shall become effective immediately after Dec. 1, 1990 if no proposal has been filed by that date.~~

- c) All general provisions of 35 Ill. Adm. Code 810 apply to this Part.

(Source: Amended at 18 Ill. Reg. _____, effective _____.)

SUBPART C: PUTRESCIBLE AND CHEMICAL WASTE LANDFILLS

Section 811.301 Scope and Applicability

In addition to the requirements of Subpart A, the standards of this Subpart apply to all landfills in which chemical and putrescible wastes are to be placed, except as otherwise provided in 35 Ill. Adm. Code 817.

(Source: Amended at 18 Ill. Reg. _____, effective _____.)

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of the Part: Medical Payment

- 2) Code Citation: 89 Ill. Adm. Code 140

- 3) Section Numbers: Proposed Action:

140.71	Amendment
140.80	Amendment
140.82	Amendment
140.84	Amendment

- 4) Statutory Authority: Articles III, IV, V, VI, VII and Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1991, ch. 23, pars. 3-1 et seq., 4-1 et seq., 5-1 et seq., 6-1 et seq., 7-1 et seq., and 12-13) [305 ILCS 5/3, 4, 5, 6, 7 and 12-13], Public Act 87-861, effective July 8, 1992, Public Act 88-85, effective July 14, 1993, and Public Act 88-88, effective July 14, 1993.

- 5) Complete Description of the Subjects and Issues Involved: The Department of Public Aid is adopting extensive amendments to its rules governing medical payments (89 Ill. Adm. Code 140) on an emergency basis in order to implement the assessment and license fee provisions, and intergovernmental transfer provisions of Public Act 88-85 and Public Act 88-88. These amendments are also being proposed for permanent adoption.

Section 140.71 has been revised to allow for either C-13 invoice voucher advance payments or expedited claims payments for government-owned facilities, subject to approval by the Director or designee.

Sections 140.80 through 140.84 have been extensively revised in accordance with P.A. 88-88. Many of the changes reflect additions to, or clarification of, definitions utilized by the Department with respect to provider assessments and license fees. Because the changes are extensive, they cannot all be summarized here in detail. Therefore, interested persons should review the amendments closely. The substantive changes are summarized below.

Section 140.80

- Under Section 140.80, for the period of July 1, 1993, through June 30, 1994, hospital providers are assessed 1.88 percent of their adjusted gross hospital revenue for the most recent calendar year ending before the beginning of that State fiscal year. Beginning July 1, 1994, through June 30, 1995, hospital providers will be assessed 1.88 percent of their adjusted gross hospital revenue for the most recent calendar year ending before the beginning of that State fiscal year, multiplied by the Provider's Savings Rate, in accordance with these emergency amendments.

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

The Department will notify hospital providers of the Provider's Savings Rate, by mailing a notice to each provider's last known address as reflected by the Department's records.

The due date for fourth quarter assessments has been changed to May 31, in accordance with P.A. 88-88. Due dates for requests for delayed payments have been changed to September 10 for installments due on September 30 of the year, March 11 for installments due on March 31 of the year, and May 10 for installments due on May 31 of the year. Second quarter delayed payment requests will continue to be due on or before December 10 for installments due on December 31 of the year.

Rural hospitals, as described in these emergency amendments, are exempt from the assessment imposed under Section 140.80. In addition, a hospital organized under the University of Illinois Hospital Act will continue to be exempt from the assessment imposed under Section 140.80, and the Department is now authorized to enter into an interagency agreement with such a hospital to make intergovernmental transfer payments to the Department.

Revenue generated from hospital swing-beds, as described in these emergency amendment, are subject to the assessment imposed under Section 140.80.

Section 140.82

- Under Section 140.82, for the period of July 1, 1993, through June 30, 1995, developmental disability care providers are assessed six percent of their adjusted gross developmentally disabled care revenue for the prior State fiscal year. The adjusted gross revenue will be based upon the provider's annualized applicable State fiscal year revenue.

The due date for fourth quarter assessments has been changed to May 31, in accordance with P.A. 88-88. Due dates for requests for delayed payments have been changed to September 10 for installments due on September 30 of the year, March 11 for installments due on March 31 of the year, and May 10 for installments due on May 31 of the year. Second quarter delayed payment requests will continue to be due on or before December 10 for installments due on December 31 of the year.

Section 140.84

- Under Section 140.84, for the period of July 1, 1993, through June 30, 1995, a nursing home license fee is imposed upon each nursing home provider in an amount equal to \$1.50 for each licensed bed day for the calendar quarter in which the payment is due. All beds subject to licensure under the Nursing Home Care Act or the Hospital Licensing Act, with the exception of swing-beds, as described in these emergency

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

amendments, will be used to calculate the licensed bed days for each quarter.

In accordance with P.A. 88-88, nursing home providers are precluded from billing or passing on the license fee to any resident of a nursing home operated by the nursing home provider.

The due dates for nursing home license fees will be September 10, December 10, March 10, and June 10 of each applicable year. Due dates for requests for delayed payments will be August 20 for installments due on September 10 of the year, November 22 for installments due on December 10 of the year, February 18 for installments due on March 10 of the year, and May 20 for installments due on June 10 of the year.

Nursing home providers are required to file a report with the Department reflecting any changes in the number of licensed beds occurring during the reporting quarter. All changes in licensed beds will be effective upon approval of the change by the Illinois Department of Public Health, as described in these emergency amendments.

The procedure for partial year reporting and operating adjustments have been extensively revised in accordance with these emergency amendments.

- Under Sections 140.80 through 140.84, payments for assessment/license fees are required on the designated due dates, regardless of changes in ownership or operators. Liability for the payment of the assessment/license fee amount, including past due assessments/license fees and any interest or penalties that may have accrued against the amount, will rest with the current facility owner/operator.

The Department's annual aggregate spending resulting from these changes is expected to remain unchanged.

- In related rulemaking actions, the Department is adopting emergency amendments to implement reimbursement changes for hospitals, nursing facilities and facilities for persons with developmental disabilities. These amendments are found in the Department's rules relating to Hospital Services (89 Ill. Adm. Code 148), Diagnosis Related Grouping (DRG) Prospective Payment System (PPS) (89 Ill. Adm. Code 149), Reimbursement For Nursing Costs For Geriatric Facilities (89 Ill. Adm. Code 147), Developmental Disabilities Service (89 Ill. Adm. Code 144) and Medical Payment (89 Ill. Adm. Code 140).

6) Will these proposed amendments replace emergency amendments currently in effect? Yes

7) Does this rulemaking contain an automatic repeal date? No

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

8) Do these proposed amendments contain incorporations by reference? No

9) Are there any other proposed amendments pending on this Part? Yes

Sections	Proposed Action	Illinois Register Citation
140.24	Amendment	May 28, 1993 (17 Ill. Reg. 7183)
140.420	Amendment	September 24, 1993 (17 Ill. Reg. 15444)
140.421	Amendment	September 24, 1993 (17 Ill. Reg. 15444)
140.492	Amendment	July 16, 1993 (17 Ill. Reg. 10749)
140.530	Amendment	September 17, 1993 (17 Ill. Reg. 14800)
140.538	Amendment	September 17, 1993 (17 Ill. Reg. 14800)
140.560	Amendment	September 17, 1993 (17 Ill. Reg. 14800)
140.583	Amendment	September 17, 1993 (17 Ill. Reg. 14800)
140.648	Amendment	September 17, 1993 (17 Ill. Reg. 14800)

10) Statement of Statewide Policy Objectives: These proposed amendments do not affect units of local government.

11) Time, Place, and Manner in which Interested Persons may comment on this proposed rulemaking: Any interested parties may submit comments, data, views, or arguments concerning this proposed rulemaking. All comments must be in writing and should be addressed to Joanne Jones, Bureau of Rules and Regulations, Illinois Department of Public Aid, 100 South Grand Ave., 3rd Floor, Springfield, Illinois 62762. The Department will consider all written comments it receives within 30 days after the publication of this notice.

These proposed amendments may have an impact on small businesses, small municipalities, and not for profit corporations as defined in Sections 1-75, 1-80 and 1-85 of the Illinois Administrative Procedure Act. These entities may submit comments in writing to the Department at the above address in accordance with the regulatory flexibility provisions in Section 5-30 of the Illinois Administrative Procedure Act. These entities shall indicate their status as small businesses, small municipalities, or not for profit corporations as part of any written comments they submit to the Department.

12) Initial Regulatory Flexibility Analysis:

- A) Date proposed rulemaking was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs:
- B) Types of small businesses affected: Hospitals, nursing facilities and facilities for persons with developmental disabilities.
- C) Reporting, bookkeeping or other procedures required for compliance: None

D) Types of professional skills necessary for compliance: None

The full text of the Proposed Amendments is identical to the text of the Emergency Amendments which appears in this issue of the Register on page 18156.

NOTICE OF PROPOSED REPEALER

- 615.730 Repealer
 615.740 Repealer
 615.750 Repealer
 615.760 Repealer
 615.770 Repealer
 615.800 Repealer
 615.810 Repealer
 615.820 Repealer
 615.830 Repealer
 615.840 Repealer
 615.850 Repealer

4) Statutory Authority:
 Division 5-25 of the Counties Code (Ill. Rev. Stat. 1991, ch. 34, par. 5-25001 et seq.) [55 ILCS 5]; the Public Health District Act (Ill. Rev. Stat. 1991, ch. 111 1/2, par. 0.01 et seq.) [70 ILCS 905]; the Illinois Municipal Code (Ill. Rev. Stat. 1991, ch. 24, par. 1-1-1 et seq.) [65 ILCS 5]; and Section 55 of the Civil Administrative Code of Illinois (Ill. Rev. Stat. 1991, ch. 127, par. 55) [20 ILCS 2310/55].

5) A Complete Description of the Subjects and Issues Involved:
 These rules, which set forth required and recommended program standards for local departments, are being repealed and replaced by emergency rules adopted at 615, effective 21, 1993. The replacement rules establish eligibility requirements and program standards applicable to local health departments receiving the Department's Local Health Protection.

6) Will this Rulemaking Replace an Emergency Rule Currently in Effect?
 Yes ✓ No —

7) Does this Rulemaking Contain an Automatic Repeal Date? Yes — No ✓
 If "yes," please specify the date: —

8) Does this Rulemaking Contain Any Incorporations By Reference?
 Yes — No ✓
 If "yes," please specify type: 6.02(a) — or 6.02(b) —

9) Are there any other Proposed Amendments Pending on this Part?

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED REPEALER

Yes ☐ No ☒

If Yes:

Section Numbers Proposed Action Ill. Reg. Citation

10) Statement of Statewide Policy Objectives:

This rulemaking will not require additional expenditures by units of local government.

11) Time, Place, and Manner in which Interested Persons May Comment on this Rulemaking:

Interested persons may present their comments concerning these rules by writing to Gail M. DeVito, Division of Governmental Affairs, Illinois Department of Public Health, 525 West Jefferson, Second Floor, Springfield, Illinois 62761, within 45 days after this issue of the Illinois Register.

These rules may have an impact on small businesses. In accordance with Sections 3.01 and 4.03 of the Illinois Administrative Procedure Act, any small business may present their comments in writing to Gail M. DeVito at the above address.

Any small business (as defined in Section 3.10 of the Illinois Administrative Procedure Act) commenting on these rules shall indicate their status as such, in writing, in their comments.

12) Initial Regulatory Flexibility Analysis:

A) Date Rulemaking was Submitted to the Business Assistance Office of the Department of Commerce and Community Affairs:

B) Type of Small Businesses Affected:

None

C) Reporting, Bookkeeping or Other Procedures Required for Compliance:

No new procedures required

D) Types of Professional Skills Necessary for Compliance:

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED REPEALER

The full text of the Proposed Repeater begins on the next page.

NOTICE OF PROPOSED REPEALER

TITLE 77: PUBLIC HEALTH
CHAPTER I: DEPARTMENT OF PUBLIC HEALTH
SUBCHAPTER h: LOCAL HEALTH DEPARTMENTSPART 615
LOCAL HEALTH DEPARTMENTS PROGRAM STANDARDS CODE

SUBPART A: INTRODUCTION

Section	Authority (Repealed)
615.100	Purpose
615.110	Applicability
615.120	Appeal Procedures
615.130	Statutory Reference (Repealed)
615.140	Classification
615.150	Distribution of Basic Health Grant Funds
615.160	

SUBPART B: DEFINITIONS

Section	Definitions
615.200	

SUBPART C: REQUIRED PROGRAMS

Section	Administrative and Organizational Support
615.310	Food Sanitation
615.320	Potable Water Supplies
615.330	Maternal Health and Family Planning
615.340	Child Health
615.350	Communicable Disease Control
615.360	Private Sewage Disposal
615.370	Solid Waste
615.380	Nuisance Control
615.390	Chronic Disease
615.400	

SUBPART D: RECOMMENDED PROGRAMS

Section	Vector Prevention and Pest Control
615.510	Housing
615.520	Recreational Areas
615.530	Dental Health
615.540	

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED REPEALER

615.550	Pediatric Lead Poisoning and Poison Control
615.560	Nutrition Services

SUBPART E: OPTIONAL PROGRAMS - INSTITUTIONS AND JAILS

Section	Working Agreements
615.600	Personnel
615.610	Training of Staff
615.620	Sanitation
615.630	Planning
615.640	

SUBPART F: OPTIONAL PROGRAMS - MENTAL HEALTH AND
DEVELOPMENTAL DISABILITIES

Section	Program Goal
615.700	Administration
615.710	Annual and Long-Range Plans
615.720	Needs Assessment
615.730	Education, Consultation and Information
615.740	Direct Care Services
615.750	Public Laws and Acts
615.760	Definitions
615.770	

SUBPART G: OPTIONAL PROGRAMS - PRIMARY CARE

Section	Primary Care
615.800	Definition and Services
615.810	Need and Resource Assessment
615.820	Plan Development
615.830	Referral Mechanism
615.840	Quality Evaluation
615.850	

AUTHORITY: Implementing and authorized by Sections 15(5) and 17(2) of "AN ACT to authorize the organization of public health districts and for the establishment and maintenance of a health department for the same" (Ill. Rev. Stat. 1987, ch. 111 1/2, pars. 15(5) and 17(2)) and Sections 1.1 and 1.4 of "AN ACT in relation to the establishment and maintenance of county and multiple-county public health departments" (Ill. Rev. Stat. 1987, ch. 111 1/2, pars. 20c.01 and 20c.13).

SOURCE: Filed October 20, 1977; rules repealed, new rules adopted at 5 Ill. Reg. 1415, effective July 1, 1981; codified at 8 Ill. Reg. 16335; amended at 14 Ill. Reg. 805, effective January 1, 1990; emergency repealer at 17 Ill. Reg. 12944, effective July 21, 1993, for a maximum of 150 days; repealed

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED REPEALER

at 17 Ill. Reg. _____, effective _____.

SUBPART A: INTRODUCTION

Section 615.100 Authority (Repealed)

Section 615.110 Purpose

This Part has been developed by the Illinois Department of Public Health, in conjunction with the Illinois Association of Public Health Administrators and the Illinois Association of Boards of Health, to implement the above referenced Statutes. This Part sets the minimum program and performance standards for county, municipal, and multiple-county health departments.

Section 615.120 Applicability

This Part applies to all county, multi-county, district, and municipal local health departments in the State which are providing or intend to provide required public health programs, as defined in Section 615.200, or core programs, as defined in Section 615.200, and apply for State grant funds to be distributed by the Department of Public Health, State of Illinois.

Section 615.130 Appeal Procedures

Any local health department which feels aggrieved by the application of this Part through annual program review may appeal any decision through the appropriate Regional Health Officer. This appeal shall be in writing within 30 days of receipt of the letter from the Director of the Department of Public Health which informs the local health department of annual program review results. If not resolved at this level, the local health department may continue their appeal by writing to a program director, Division Chief, or the Director of the Department. Final resolution of any appeal to the Illinois Department of Public Health shall be provided in writing to the local health department within 90 days of the written grievance.

Section 615.140 Statutory Reference (Repealed)

Section 615.150 Classification

The Illinois Department of Public Health, pursuant to Section 1.1 of "AN ACT in relation to the establishment and maintenance of county and multiple-county public health departments" (Ill. Rev. Stat. 1987, ch. 111 1/2, par. 20.01), is authorized to classify local health departments. Classification established by the Department is as follows: certified, recognized, provisional, developmental.

Section 615.160 Distribution of Basic Health Grant Funds

The amount of the Basic Health Grant funding for each local health department is established through application of a formula grant program which utilizes, as its basis, program performance. Distribution of these Basic Health Grant funds is authorized pursuant to Section 55.05 of the Civil Administrative Code

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED REPEALER

of Illinois (Ill. Rev. Stat. 1987, ch. 127, par. 55.05).

SUBPART B: DEFINITIONS

Section 615.200 Definitions

The following definitions are general in nature and apply to all programs. Specific program definitions are included in the individual standards.

"Approved Program" means activities in a specific program which were evaluated as meeting the Program Standards during annual program review.

"Certified" means a local health department which receives program approval from the Department for all ten required basic health programs during annual program and performance review.

"Core Programs" mean those program activities conducted by a local health department which comprise the minimum program activity in a local jurisdiction, namely, Food Sanitation, Potable Water Supplies, Maternal Health and Family Planning, Child Health, and Communicable Disease Control.

"Department" means the Department of Public Health, State of Illinois.

"Developmental" means a department formed by resolution or referendum under statutory authority noted in the definition of "Local Health Department" and has not attained provisional, recognized, or certified status.

"Grant Application" means the forms provided by the Department entitled "Application for Basic Health Services Grant," composed of program data, financial data, and reassurance of compliance on affirmative action and merit system.

"Local Health Department" means any county, multi-county, district or municipal health department formed by resolution of the county board or county boards of the respective counties, or upon approval by referendum, as provided for in Section 3 of "AN ACT in relation to the establishment and maintenance of county and multiple-county public health departments" (Ill. Rev. Stat. 1987, ch. 111 1/2, par. 20c2, as amended), in Section 11-17-1 of the Illinois Municipal Code (Ill. Rev. Stat. 1987, ch. 24, par. 11-17-1, as amended), and in "AN ACT to authorize the organization of public health districts and for the establishment and maintenance of a health department for the same" (Ill. Rev. Stat. 1987, ch. 111 1/2, par. 1 et seq., as amended).

"May" is used to indicate permissive activity for a program or components of a program.

"Optional Programs" mean those program activities conducted by a local health

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED REPEALER

department which add to the services available in the jurisdiction and are not usually provided by a public health agency.

"Program Review" means review by the program review team of the required, recommended, and optional public health programs during a yearly evaluation of the program and performance as compared to the Program Standards. The program review team is composed of one Regional Health Officer, one Food and Drug Evaluation Officer, one Regional Engineer, and one State Nurse Consultant, with consultation from one local Public Health Administrator. The results of this review may be used in determining the disbursement of funds by the Department to local health department pursuant to Section 55.05 of the Civil Administrative Code of Illinois, as amended (Ill. Rev. Stat. 1987, ch. 127, par. 55.05).

"Program Standards" mean the Local Health Departments Program Standards Code (77 Ill. Adm. Code 615) promulgated by the Department pursuant Section 1.1 of "AN ACT in relation to the establishment and maintenance of county and multiple-county public health departments"; (Ill. Rev. Stat. 1987, ch. III 1/2, par. 20c.01), and which are currently on file with the Secretary of State's Office.

"Provisional" means a local health department which is providing the five core programs and is developing a plan and timetable to implement the remaining five required basic health programs as determined by the Department during annual program and performance review.

"Recognized" mean a local health department which receives program approval from the Department for the five core programs and which has a plan and timetable to implement the remaining five required basic health programs during annual program and performance review.

"Recommended Programs" mean those program activities conducted by a local health department which add to the services available in the jurisdiction and are usually provided by a public health agency.

"Required Programs" mean those program activities conducted by a local health department which are fundamental to the operation of complete public health services in a local jurisdiction and include programs in Administrative and Organizational Support, Food Sanitation, Potable Water Supplies, Maternal Health and Family Planning, Child Health, Communicable Disease Control, Private Sewage Disposal, Solid Waste, Nuisance Control, and Chronic Disease.

"Shall" is used to indicate required activity for a program or components of a program to be approved.

"Should" is used to indicate recommended activity for a program or components of a

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED REPEALER

program to be approved.

"Unapproved Program" means activities in a specific program which were evaluated as not meeting the Program Standards during annual program review. This can result from failure to meet a mandatory component.

SUBPART C: REQUIRED PROGRAMS

Section 615.310 Administrative and Organizational Support

This is a required program which contains the necessary components to provide for effective administrative leadership within local health departments. Each department must be in compliance with the following rules to receive approval of this program.

a) Leadership:

1) All local health departments shall employ a medical health officer or public health administrator, who shall meet the qualifications set forth in the Department's rules entitled "Minimum Qualifications for Personnel Employed by Local Health Departments Code" (77 Ill. Adm. Code 600).

2) Persons qualified for one or more of the above noted titles may serve dual roles, provided they are duly evaluated and approved by the Illinois Department of Public Health for each position.

b) Legal Conformance: Administrative staff, as defined in subsection (a) above, shall have access to and operate in accordance with the public laws, public acts, and ordinances applicable to their activities.

c) Annual Reports: The local health department shall publish an annual report pursuant to Sections 14(5) and 14(14) of "AN ACT in relation to the establishment and maintenance of county and multiple-county public health departments (Ill. Rev. Stat. 1987, ch. III 1/2, pars. 20c13.5) and 20c13.14). These reports shall be made available for free distribution to the public and local officials. Ten copies of the report shall be submitted to the Department. The report shall show the balance of funds at the end of the annual reporting period, the sums of money received from all sources, how all monies have been expended, and for what purpose.

d) Ongoing Plan: The local health department shall develop an ongoing plan establishing program priorities based on needs, resources, and local demands. This plan shall be reviewed, evaluated, and updated annually; be maintained on file; and priorities shall be established which relate to appropriate target populations and groups.

e) Fiscal Support (Local Taxes): The local health department shall document efforts to

DEPARTMENT OF PUBLIC HEALTH

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED REPEALER

NOTICE OF PROPOSED REPEALER

maintain and/or increase local tax revenues in relation to local program needs.

3) Identification of information needed by the target group(s);

f) Fiscal Support (Local Non-Tax Revenues): The local health department, to meet local program needs, should document efforts to obtain local income through fees, contracts, or other local sources.

4) measurable educational/informational objectives along with method of measurement;

g) Fiscal Support (Grants): The local health department, to meet local program needs, should document willingness and efforts to obtain State or Federal grants.

5) proposed methods by which the objectives are to be attained;

h) Audit Reports: The local health department shall have a copy of a certified audit report prepared by an independent audit firm for the most recent, completed fiscal year.

6) criteria by which the success of the health education/information activities will be evaluated; and

i) Staff: The local health department shall employ a staff that meets the Department's rules entitled "Minimum Qualifications for Personnel Employed by Local Health Departments Code." (77 Ill. Adm. Code 600). Each employee whose classification is included in the Department's rules entitled "Minimum Qualifications for Personnel Employed by Local Health Departments Code" (77 Ill. Adm. Code 600) shall be classified and his/her personnel file shall contain a Personnel Information Form that has been completed in accordance with the established procedures used by the Department. Each employee shall be assigned to program responsibilities in accordance with the classification.

7) identification of resources to be allocated to this program component and personnel responsible for its implementation.

j) Employee Evaluation: The local health department shall annually evaluate, in writing, the capabilities and performance of each employee. This evaluation shall be a part of the employee's personnel file.

o) Information Service and Public Relations: An organized program of public information and public relations should be planned and conducted to include:

k) Staff Development: The local health department shall provide orientation and in-service training. The opportunity for continuing education should be available for all staff. Written documentation of orientation and in-service training shall be available.

1) an established policy for maintaining relationships with representatives of local or area mass media;

l) Emergency Health Plan: The local health department should provide evidence of a written emergency health plan showing local health department involvement and documentation reflecting annual review and required updating.

2) methods for providing residents of the jurisdiction with information about community health resources and recommended means for obtaining services, including possible sources of financial assistance;

m) Preventive Medical Emergencies: The local health department shall provide evidence of accessibility of key local staff on a 24-hour basis.

3) methods for providing and interpreting to the community timely information on health hazards, problems, issues, and conditions;

n) Health Education Plan: A health education plan, covering required programs of the Illinois Department of Public Health, shall be provided. This plan should include:

4) development and distribution of information materials including, but not limited to, pamphlets and brochures to promote and interpret substantive health programs; and

5) established methods for maintaining liaison relationships with other health-related agencies, organizations, and institutions within the jurisdiction or serving the population of its jurisdiction.

1) designation of an individual to be responsible for development and coordination of educational/informational components of required programs;

p) Laboratory Services: The local health department shall provide the laboratory services needed to detect and control disease and promote a higher standard of health in the community it serves. Such laboratory services may be provided by the local health department through its own public health laboratory, the State Public Health Laboratory, or, when necessary, through private laboratories licensed or certified by the State.

2) identification of the target group(s);

q) Public Health Laboratories Operated by Local Health Departments:

1) Laboratories that provide medical laboratory services are subject to the provisions of the Illinois Clinical Laboratory Act (Ill. Rev. Stat. 1987 and 1988 Supp.,

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED REPEALER

ch. 111 1/2, pars. 621-101 et seq., as amended by P.A. 86-141, effective August 3, 1988, and P.A. 86-853, effective January 1, 1990) and the Illinois Clinical Laboratory Code (77 Ill. Adm. Code 450). Such public health laboratories must be registered, permitted or licensed under this Act unless exempt under the provisions of Section 621-103 (c) of the Illinois Clinical Laboratory Act. The permit or license must be prominently displayed in the laboratory. A letter of exemption must be prominently displayed on the premises, if applicable.

- 2) Laboratories that provide environmental laboratory services shall be certified under the Joint Rules of the Environmental Protection Agency and the Illinois Department of Public Health: Certification and Operation of Environmental Laboratories (35 Ill. Adm. Code 183) for those parameters tested. The certificate must be prominently displayed in the laboratory.

r) Local Health Departments Not Operating Their Own Public Health Laboratories:

- 1) The local health department shall obtain needed medical and/or environmental laboratory services from the State Public Health Laboratory, a local public health laboratory licensed or certified in accordance with subsection (d)(2) above, or, when necessary, a licensed clinical laboratory, a laboratory in a licensed hospital, or a certified environmental laboratory. Specimens or samples collected by the local health department for release from quarantine shall be submitted to the State Public Health Laboratory or to an appropriately licensed laboratory or certified local public health laboratory.

- 2) When required by applicable rules and regulations, samples, specimens, or isolates from specimens shall be submitted to the State Public Health Laboratory for testing.

- 3) Test results shall be reported to local health authorities and/or the State Department of Public Health when required by applicable rules and regulations.

s) Statistical Data: The local health department shall prepare and maintain a statistical base that enables the local health department to operate effectively and plan future programming. Necessary elements should include:

- 1) Census data;
- 2) Vital records;
- 3) Environmental data;
- 4) Reportable disease data;
- 5) Program records and plans - and analysis thereof.

t) Application of Statistical Data: The local health department should use its statistical base

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED REPEALER

to educate staff, professional groups, and the public.

- u) Vital Records Registrar: The local health department is encouraged to become the local registrar of vital records. Evidence supporting the appropriate handling of the registrar's responsibility should be provided. When the local registrar is not the executive officer of the local health department, an agreement should guarantee access to vital records.

Section 615.320 Food Sanitation

This is a required program, having as its objective the protection of the health of the consumer by assuring that food and food products provided by food service establishments and retail food stores are protected against contamination by infectious agents or adulteration by toxic material.

- a) Local Legal Base: The Food Sanitation Program shall be administered in accordance with an ordinance or an agreement between the local agency and the Illinois Department of Public Health to enforce and observe all State laws and regulations pertaining to food service establishments and retail food stores.

- b) Requirements: The ordinance of agreement, whichever is applicable, shall include, as a minimum, the following:

- 1) Procedures and requirements for establishment inspection to include:

- A) Inspection frequency of at least once every six months and additional inspections, as necessary, for enforcement;
- B) Procedures for reporting inspection findings;
- C) Enforcement procedures for correction of violations; and
- D) Procedure for serving of notices.

- 2) Procedures when infection of food or employees is suspected.

- 3) The Illinois Department of Public Health's Food Service Sanitation Code (77 Ill. Adm. Code 750).

- 4) Illinois Department of Public Health Retail Food Store Sanitation Code (77 Ill. Adm. Code 760).

- c) Personnel: The local health department shall provide personnel to perform inspections, investigations, surveillance, enforcement, and administrative activities for this purpose. Personnel shall be trained and equipped to carry out the program.

- d) Personnel Training: Personnel shall attend at least one training program per year which may include short courses, seminars, and professional meetings. Field training shall be provided and shall include joint training inspections with supervisors and/or State agency

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED REPEALER

personnel. Records of training inspections shall be kept on file at the local health department.

- e) **Supervisory Personnel Training:** All local health department Food Sanitation Program supervisory personnel shall be standardized and certified in food sanitation inspection procedures by an Illinois Department of Public Health Food Sanitation Evaluation Officer. These procedures are set forth in the Food and Drug Administration Procedure for Standardization and Certification of State Food Service Evaluation Inspection Officers. Certification must take place within the first year of employment as a supervisor and every 3 years thereafter or have a written exemption from this requirement from the Illinois Department of Public Health on file.

- f) **Inspection Equipment:** Inspection personnel shall be individually provided with dial, metal bayonet-type thermometers, maximum registering thermometers and/or paper thermometers, chemical test kits or test strip, flashlights; and have access to a light meter and a water pressure-test kit.

- g) **Public Laws and Acts:** Personnel should be familiar with public laws and acts pertaining to Food Sanitation.

- h) **Program Operations and Compliance with Enforcement Procedure:** The local health department shall operate and maintain the Food Sanitation Program in accordance with its food sanitation ordinance or State agreement, and provide documentation of an enforcement procedure which includes:

- 1) time periods for correction;
- 2) action to be taken upon repeat violations; and
- 3) responsibilities of inspector, supervisor, and administrative personnel.

- i) **Program Operations Record System:** The local health department shall make inspections, follow-up inspections, and complaint inspections in accordance with the local ordinance or State agreement, and maintain individual establishment records as follows:

- 1) A copy of each report of inspection, a summary of inspections which permits easy identification of repeat violations, and the establishment's history of hearings and other enforcement measures including legal action.
- 2) Documentation that each establishment has been inspected at least twice annually, complaints are promptly recorded, reviewed, and investigated as necessary.
- 3) Individual establishment inspection records shall be maintained for at least two (2) years.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED REPEALER

- j) **Emergency Planning:** The local health department shall have a written emergency plan which specifies personnel responsibilities and procedures for investigation of foodborne disease outbreaks and response to disruption of establishment operations as a result of power failure, flooding, fire, etc. Preassembled sample collection kits for the investigation of foodborne disease outbreaks must be readily available, properly maintained, and in sufficient quantity for use.

- k) **Foodborne Illness Investigation:** All foodborne illness reports and outbreaks shall be promptly investigated. Reports of the completed investigations shall be on file with copies submitted to the Illinois Department of Public Health.

- l) **Industry Training:** The local health department should promote and assist industry in the training of management personnel. Educational training materials should be developed and made available for management training. Documentation shall be maintained on all training activities provided to food industry management and operational employees.

Section 615.330 Potable Water Supplies

This is a required program with the objective to protect every individual within the local health jurisdiction from contraction and transmission of disease through provision of a safe, potable, adequate supply of water for drinking, culinary, and sanitary purposes. The local health department shall be in compliance with the following rules to receive approval for the program.

- a) **Definitions:** The following definitions shall apply to the Potable Water Supply Program:

- 1) "Private Water Supply" means any supply which provides water for drinking, culinary, and sanitary purposes and does not meet the definition of a public water system.

- 2) "Public Water System" means a system for the provision to the public of piped water for human consumption if such system has at least fifteen (15) service connections or regularly serves an average of at least twenty-five (25) individuals daily at least sixty (60) days out of the year.

A) "Community Water System" means a Public Water System which serves at least fifteen (15) service connections used by year-round residents or regularly serves at least twenty-five (25) year-round residents.

B) "Non-Community Water System" means a Public Water System that is not a Community Water System, such as, but not limited to, camp grounds, restaurants, schools, industries, hotels and motels, churches, and gas stations.

- 3) "Cross Connection" means any physical connection or arrangement between two

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED REPEALER

otherwise separate piping systems, one of which contains potable water and the other water of unknown or questionable safety, whereby water may flow from one system to the other, the direction of flow depending on the pressure differential between the two piping systems.

- b) Private Water Supplies: The local health department shall provide a program which includes inspection and sampling of private water supplies, consultation, education, and enforcement of applicable State laws and rules or equivalent local ordinances. Records of enforcement activities and documentation that an inspection with recommendations for correction has been made and water analysis performed on all private water supplies, for which inspection requests have been received, shall be maintained and available for review.

- c) Personnel - Private Water Supplies: The local health department shall provide personnel to perform inspections, investigations, surveillance, enforcement, and administrative activities for this purpose. Personnel shall be trained and equipped to carry out the program.

- d) Abandoned Wells: The local health department shall advise well drillers, property owners, and others of the need for proper sealing of abandoned wells. Records shall be maintained and available for review documentation that all located abandoned wells have been properly sealed or referred to the Illinois Department of Public Health for enforcement action.

- e) Public Non-Community Water Systems: The local health department should provide a program which will ensure the provision of safe, potable water through inspection, sampling, education, and enforcement of Sections 2 and 7 of "AN ACT in relation to public health" (Ill. Rev. Stat. 1987, ch. 111 1/2, pars. 22 and 24). The Illinois Groundwater Protection Act (Ill. Rev. Stat. 1987, ch. 111 1/2, par. 7459), and the rules for Drinking Water Systems (77 Ill. Adm. Code 900), or equivalent local ordinances. This portion of the program may be conducted by a local health department upon entering into an agreement with the Illinois Department of Public Health. Compliance with this subsection and subsections (f) and (g) below shall be evaluated based on the provisions of the agreement referred to above.

- f) Program Requirements: The local health department shall:

- 1) maintain an inventory of all non-community water systems within its jurisdiction. The inventory shall be updated as new information becomes available;
- 2) establish and maintain a routine water sampling program in accordance with State laws and rules;
- 3) conduct sanitary surveys, including sampling of all public non-community water

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED REPEALER

systems at least once every two (2) years. Preferably fifty (50) percent of these surveys should be accomplished annually;

- 4) insure that all non-community water systems found to be unsafe due to location and/or construction deficiencies had such deficiencies corrected; and

- 5) maintain written records of activities as required in subsections (f)(1) through (f)(4) above and have such records available for review.

- g) Personnel - Public Non-Community Water Systems: The local health department shall provide personnel to perform inspections, investigations, surveillance, enforcement, and administrative activities for this purpose. Personnel shall be trained and equipped to carry out the program.

Section 615.340

Maternal Health and Family Planning

This is a required program to assure women of child-bearing age the optimum chance for wanted pregnancies and successful outcome of pregnancy and adequate preparation for the motherhood role. The program shall encompass activities related to preconceptional, gestational, and interconceptual care, including family planning, prenatal, and perinatal services appropriate to different risk categories.

- a) Essential Components:

- 1) The program shall include the following essential components.

- | | |
|---------------------|----------------------------------|
| A) Health Education | i) Sex Education. |
| | ii) Parenting. |
| | iii) Expectant Parent Education. |
| | iv) Nutrition. |
| B) Health Services | |
| | i) Nutrition. |
| | ii) Psycho-social. |

- 2) The following components, Medical (prenatal care shall be available to pregnant women) and Dental, should be included in the program.

- 3) These components shall be assured either directly or by accessibility through referral according to needs of the community. Referral documentation may be in the form of contracts, letters of agreement, memoranda, and patient records

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED REPEALER

b) Community Needs Assessment:

- 1) The local health department shall develop a maternal and family planning needs assessment of health education and health services as noted in subsection (a) above. Data collected should include, but is not limited to:

- A) Sociodemographic;
- B) Health Characteristics Relating to Maternal Health and Family Planning
 - prenatal care data (mother's age, trimester of first care, number of prenatal visits, etc.), teenage pregnancies, birth rate, infant mortality, and others; and
- C) Resources - public and private, local and regional, ambulatory and institutional health services; programs directed to early case-finding of sexually active and/or pregnant teenagers, expectant parent and parenting education.

- 2) The collected data shall be analyzed. The analysis shall include:

- A) comparison of local data with like data from national, state and health service area; and
- B) comparison of local data with like data from comparable jurisdiction.

- 3) To support your local data, the WIC (Women, Infants, and Children) Manual is available from the Illinois Department of Public Health, upon request.

- 4) Data collected relative to points (b)(2)(A) and (B) above and documents demonstrating that analyses (b)(2)(A) and (B) above were made shall be on file in the local health department.

c) Community Problems Statement: Maternal and family planning problems in the community shall be listed and prioritized according to the findings of the needs assessment and be on file in the local health department.

d) Plan for Maternal Health and Family Planning:

- 1) The local health department should develop a written plan for maternal and family planning services based on the needs assessment and prioritized problems.

- 2) Quantitative objectives and time frames should be developed. The plan should describe the activities and methods, including services provided by other agencies, that should be used to meet identified objectives. Limiting factors in achieving

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED REPEALER

the stated objectives and plans to overcome them should be described. Evaluation criteria to determine if objectives are met should be developed in the plan.

- e) Implementation of Maternal and Family Health Program: The local health department should annually prepare a written report documenting program accomplishments in accordance with the problems statement (subsection (c) above) and plan (subsection (d) above). Procedural manuals and statistics should be available.

- f) Evaluation: Needs of the community should be reviewed and re-evaluated in relation to the existing plan as often as necessary, but no less often than every two years. Evaluation documents should be on file in the local health department.

Section 615.350 Child Health

a)

- 1) This is a required program which contains the essential components to assure "normal" and "at risk" children from birth to 21 years of age the optimum chance of successful growth and development and adequate preparation for adulthood.
- 2) Essential components shall be assured by direct delivery or accessibility through referral. Service components should include, but not be limited to:

A) Infant and Well-Child Care Elements.

- i) Consultation for parental and child development.
- ii) Comprehensive health education, including sex education.
- iii) Periodic case detection for physical, mental, developmental, and visual and auditory problems by screening, referral, and follow-up.
- iv) Parental follow-up.
- v) Nutritional assessment.
- vi) Dental health.
- vii) Psycho-socio service.

B) Interagency/Institutional Coordinating Activities.

b) Community Needs Assessment:

- 1) The local health department shall conduct a child health community needs assessment. Data collected should include, but is not limited to:

A) Data.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED REPEALER

- i) Sociodemographic.
- ii) Health characteristics, birth rate, infant and neonatal mortality rates, births to teenagers, and percent of school children with required examinations on file.
- iii) Resources for outreach, follow-up, and primary care
- iv) Criteria for utilization of resources.
- v) Health needs identified by the population served.

B) Analysis.

Comparison of local data with national, state, health service area, and comparable jurisdictions.

- 2) The following guidelines (WIC Manual, Meditech Manual -- Recommended Screening Procedures, Community Health Nursing Manual) are available from the Illinois Department of Public Health, upon request.

- c) Community Problems Statement: Child health problems in the jurisdiction shall be listed and prioritized according to findings of the needs assessment. This list shall be on file in the local health department.

- d) Child Health Plan and Services:

- 1) The health department shall develop a written plan for child health services based on their findings in community needs assessment and problems statement. Quantitative objectives and time frames designed to resolve identified problems shall be developed.

- 2) Letters of understanding demonstrating interagency working relationships shall be on file. Any limiting factors in achieving the stated objectives and plans to overcome them shall be described. Evaluation criteria to determine if objectives are met shall be developed in the plan.

Section 615.360

Communicable Disease Control

- a) Communicable Disease Control

- 1) This is a required program to prevent and control communicable diseases by public health techniques. These may include immunization, epidemiologic investigation, or isolation. These rules are to ensure that program activities are implemented and maintained in accordance with Illinois Department of Public Health (IDPH) rules for the Control of Communicable Diseases Code (77 Ill. Adm. Code 690).

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED REPEALER

- 2) General program requirements applicable to all phases of the Communicable Disease Control Program are cited in subsections (b) through (f) below.

- 3) Requirements applicable to communicable diseases preventable by immunization and/or other available public health techniques are cited in subsections (g) through (l) below.

- 4) Requirements applicable to control of Class I, II, and III tuberculosis cases, as defined in the most recent issue of the American Thoracic Society's Diagnostic Standards, are cited in subsections (m) through (p) below. Rules relating to tuberculosis control apply to those local health departments with the responsibility for care and treatment of tuberculosis patients.

- 5) Requirements applicable to control of sexually transmitted diseases are cited in subsections (s) through (cc) below.

- b) Adherence to Rules and Procedures: The local health department shall adhere to the IDPH rules for the Control of Communicable Diseases Code (77 Ill. Adm. Code 690).

- c) Personnel: The local health department shall identify the Communicable Disease Coordinator(s) and supportive staff to perform essential surveillance and other program activities. The Communicable Disease Coordinator is required to meet the following training requirement:

- 1) Satisfactory completion of one of two courses presented through the Center for Disease Control, "Communicable Disease Control" or "Principles of Epidemiology"; OR

- 2) Participation in a minimum of four (4) workshops or training sessions per year that are conducted and/or sponsored by the Department's Communicable Disease Control staff; OR

- 3) Satisfactory completion of a college level course in Microbiology; OR

- 4) Specific academic training (e.g., M.D., graduate degree in Epidemiology).

- d) Reporting: A system for reporting of communicable diseases shall be established and maintained. The local health department shall be able to document the following:

- 1) Communicable disease reports are received from the following sources: hospitals; laboratories, both local and State; physicians, selected specialties; registrars of vital records; allied health agencies; and schools.

- 2) Health providers diagnosing and/or treating communicable diseases are provided

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED REPEALER

with morbidity report forms with instructions that reports are to be submitted to the local health department within seven days of diagnosis.

- 3) Laboratories are notified, at least semiannually, of reporting requirements outlined in the Illinois Department of Public Health rules for the Control of Communicable Diseases Code.
- 4) Completed morbidity reports, carrying the stamp of the local agency, are forwarded to the Illinois Department of Public Health within one week of receipt.
- 5) Notice of tuberculosis patient movement from one jurisdiction to another are routed through the Tuberculosis Control Office of the Illinois Department of Public Health.
- 6) A current, confidential register of reported cases of communicable diseases is maintained.
- 7) Monthly and annual statistical summaries of communicable disease morbidity and mortality data is maintained by disease, age, sex, and geographic location. Monthly statistical summaries for each disease should:

- A) compare number of cases with similar interval in previous years; and
- B) be comparable with records of the Division of Infectious Diseases.

e) Community Education:

- 1) It shall be documented that:
 - A) health education materials are available for public distribution;
 - B) news releases to press; radio and television publicizing the communicable disease problem, health department efforts and available services are issued at least once a year; and
 - C) communicable disease educational material is provided to the local school district for integration into the curriculum.
- 2) Reports should be maintained, listing the educational services provided, the nature of the services, and recipient groups.

f) Professional Education: It shall be documented that:

- 1) informational materials relevant to the diagnosing of communicable diseases are

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED REPEALER

maintained and distributed to health care providers in the community;

- 2) communications relating to local disease trends and health department services to health care providers are issued at least once a year;
- 3) information is provided on a continuing basis for local health care provider staffs directly involved in disease control and/or care efforts; and
- 4) local health care providers who serve sexually transmitted disease (STD) patients are provided information regarding diagnostic test, adequate treatment, retesting, and counseling;
- 5) The latest recommendations of the U.S. Public Health Service Advisory Committee on Immunization Practices shall be distributed to all appropriate health care providers. Information on availability of biologics should be distributed.

g) Investigation: Copies of complete reports of epidemiological investigations shall be on record in the local health department. Copies of the investigational reports shall be forwarded to the Illinois Department of Public Health. The timely performance of quarantine and isolation duties and other control procedures, as required by the Illinois Department of Public Health rules for the Control of Communicable Diseases Code, shall be documented by written record.

h) Vaccine Supplies: Vaccines shall be maintained, when available, to be used in immunization activities. Security and safety of biologics and syringes shall be assured by locked storage. Accurate inventories shall be available and show evidence that sufficient vaccines are available at all times. It shall be documented that important information forms, required by the United States Public Health Service and the Illinois Department of Public Health, are utilized and completed accurately when State-supplied vaccine is used in public clinics. These forms shall be maintained and retrievable.

i) Ongoing Immunization Clinics: Ongoing immunization clinics shall be developed and maintained as a local service. Documentation of clinics held, attendance, and records documenting doses of vaccine distributed by vaccine type, primary series/booster, age, and date shall be maintained. Ongoing immunization clinics should be of such number and frequency so as to provide for immunizations as outlined in the Recommended Immunization Schedule.

j) Special Immunization Clinics: Special clinics to control spread of disease through outbreaks shall be provided. In addition, ongoing immunization clinics should be provided to assist schools to comply with Section 27-8.1 of The School Code (Ill. Rev. Stat. 1987, ch. 122, par. 27-8.1), as amended. There should be documentation of special clinics conducted by date, number immunized, vaccine(s) used, and identity of clinic site(s). Special immunization clinics should be of such number and frequency to meet the

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED REPEALER

need.

- k) **Assessment:** A plan shall be developed and implemented to survey the immunization status of the population in the local jurisdiction. The local health department shall assist and support the completion of annual surveys of selected populations, i.e., school enterers, special age groups or communities. Survey results should be used to plan and conduct activities to increase immunization levels to at least 90 percent for specific diseases. Subsequent surveys should show the same or higher levels of immunity.

- l) **International Travel:** It should be documented that information is available to health care providers and the public regarding requirements and recommendations relating to international travel.

- m) **Surveillance of Morbidity:** Class III cases of tuberculosis shall be investigated. Close contacts to the index case shall be examined and recorded. Management information shall be available, in accordance with accepted standards as outlined by the American Thoracic Society, for each Class III case of tuberculosis and case contacts.

- n) **Therapeutic Services - Class III Tuberculosis Cases:** The local health department shall provide for appropriate inpatient, outpatient, and home care services for Class III tuberculosis cases as defined by the American Thoracic Society and Illinois Department of Public Health. At least 75 percent of all Class III cases of tuberculosis should complete drug therapy according to recommendations of the American Thoracic Society and Illinois Department of Public Health. Uncooperative infectious cases (positive bacteriology) should be confined until such time as there is evidence the individual is non-infectious--a local health department's authority.

- o) **Follow-Up of Contacts to Identified Class III Tuberculosis Cases:** At least 90 percent of close contacts to new Class III tuberculosis cases shall receive appropriate diagnostic and therapeutic services (including chemoprophylaxis) in accordance with the American Thoracic Society and Illinois Department of Public Health.

- p) **Follow-Up of Class II Tuberculosis Cases (Tuberculin Reactors):**

- 1) The local health department shall provide diagnostic and therapeutic services for Class II cases as defined in the most recent issue of the American Thoracic Society's Diagnostic Standards.

- 2) Ninety (90) percent of Class II cases should be examined. Each identified tuberculin reactor should receive appropriate diagnostic services and be medically evaluated for preventive therapy in accordance with the most recent American Thoracic Society's recommendations. At any given time 90 percent of Class II tuberculosis cases under the age of 35 should be recommended for 1 year of preventive therapy.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED REPEALER

- q) **Consolidation:** It should be documented that the local health department has explored the feasibility of consolidating the tuberculosis care and treatment services with the local health department. Discussions between representatives of the local board of health and local Tuberculosis Care and Treatment Board should progressively identify areas in which consolidated or contractual activities would result in increased efficiency and better coordination of tuberculosis control and other health care services.

- r) **Contractual Agreement:** Evidence of tuberculosis control must be demonstrated in the total health care services of the local health department. In some localities it will be necessary to provide tuberculosis control services by a written agreement as part of the total health care services of the local health department.

- s) **Public Treatment:** Patients diagnosed as having gonorrhea or syphilis shall receive treatment as outlined in the Center for Disease Control Recommended Treatment Schedules for Gonorrhea and Syphilis. Patients diagnosed as having other Sexually Transmitted Diseases (STDs) should receive treatment as outlined in the Center for Disease Control Sexually Transmitted Disease Clinic Standing Orders as provided by the Illinois Department of Public Health. If medications are not available for STDs other than gonorrhea and syphilis through the clinic, prescriptions should be given to the patient.

- t) **Preventive Treatment:**

- 1) Patients exposed to gonorrhea or syphilis shall receive treatment as outlined in the Center for Disease Control Recommended Treatment Schedules for Gonorrhea and Syphilis.

- 2) All patients exposed to other STDs should receive treatment as outlined in the Center for Disease Control Sexually Transmitted Disease Clinic Standing Orders as provided by the Illinois Department of Public Health. If medications are not available for STDs other than gonorrhea and syphilis through the clinic, prescriptions should be given to the patient.

- u) **Gonorrhea Retesting:** Retesting shall be provided for gonorrhea patients. Public clinic patients shall be counseled to return for retesting at one and four week intervals. No less than 60 percent of the patients treated should be returned for test-of-cure; no less than 40 percent should be returned for recheck.

- v) **Genococcal Pelvic Inflammatory Disease (PID) Management:** PID management systems should be developed as outlined in the PID Management System, in facilities where females with PID present for medical care. Epidemiologic control records should be utilized to ensure at least 75 percent of the reported PID patients receive treatment and follow-up.

- w) **Drug Distribution:** Drugs provided by the Illinois Department of Public Health shall be

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED REPEALER

maintained by or available from the local health department and distributed to health providers who request them for treatment of reported cases and persons treated preventively. Health providers shall be supplied antibiotics (via mail or messenger service) in quantities recommended and provided by the Illinois Department of Public Health for treatment of reported cases and persons exposed. The local health department shall maintain accurate records of antibiotic distribution.

- x) Treatment - Gonorrhea and Syphilis: Current treatment, as outlined in the Center for Disease Control Treatment Schedules for Gonorrhea and Syphilis, shall be confirmed for required reportable STDs. When public clinics do not exist, provisions should be made to defray the cost of treatment for the medically indigent, clinically uncomplicated patient and/or contacts.

- y) Follow-Up of Positive Laboratory Reporting:

1) Laboratory reports shall be processed to ensure prompt confirmation of diagnosis and treatment or initiation of follow-up investigation.

2) Laboratory reports should have diagnosis and treatment confirmed (morbidity report) or an investigation initiated (CDC Form 9.2936) within five days of receipt. If the CDC Form 9.2936 is initiated, all investigation should have the completed copy submitted to the Illinois Department of Public Health Regional Office within 30 days of initiation.

- z) Patient Interviewing: Counseling shall be provided on an individual basis to at least 95 percent of gonorrhea patients treated in public facilities at the time of diagnosis. Counseling shall be conducted with at least 95 percent of syphilis (infection of less than one year's duration) patients, 75 percent within 48 hours of report. Counseling to both groups shall include information regarding medical compliance, retesting, and seeking help for partners.

- aa) Epidemiologic Follow-Up: At least 75 percent of all persons exposed to gonorrhea shall be examined and receive medical care as outlined in the Center for Disease Control Recommended Treatment Schedules for Gonorrhea and Syphilis, 70 percent within three work days of counseling session. At least 80 percent of contact suspects and associates of individuals infected with syphilis shall be examined and receive medical care as outlined in the Center for Disease Control Recommended Treatment Schedules for Gonorrhea and Syphilis, 70 percent within three work days of counseling session.

- bb) Referred Follow-Up: Investigations initiated from out-of-jurisdiction should have an investigation initiated within two days of receipt. Priority shall be given to early syphilis cases, contacts, and positive gonorrhea cultures. Investigations shall be completed and sent to the appropriate Illinois Department of Public Health Regional Office within 14 days. Extensions shall be requested on no more than 10 percent of investigations received.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED REPEALER

- cc) Congenital Disease: The diagnostic and treatment status of infants when they have been born of mothers who have, or are suspected of having, a reportable sexually transmitted disease shall be determined.

Section 615.370 Private Sewage Disposal

This is a required program to eliminate transmission of disease organisms and nuisances resulting from improperly or inadequately treated sewage by providing that all sewage is discharged to a properly designed and operated waste treatment facility either publicly or privately owned.

- a) Program Approval. The local health department shall conduct the program in accordance with one of the following: Private Sewage Disposal Ordinance:

1) An ordinance regulating construction and maintenance of private sewage disposal systems shall be adopted by the local health department. Such ordinance shall include a private sewage disposal code and permit system. The code shall be at least equal to the Private Sewage Disposal Licensing Act (Ill. Rev. Stat. 1987, ch. III 1/2, pars. 116.301 et seq.); OR

2) The local health department or unit of local government shall be designated as an "Agent" of the State, pursuant Section 9 of the Private Sewage Disposal Licensing Act (Ill. Rev. Stat. 1987, ch. III 1/2, par. 116.309).

- b) Permit Program: All new private sewage treatment installations shall be made under permit from the health department as provided in the local ordinance, and such installations shall be constructed in accordance with the plans and specifications approved by the health department. A final inspection of the installation shall be conducted by the health department to determine that the installed private sewage disposal system conforms to the approved plans and specifications.

- c) Inspection Program:

1) New system inspections and the investigation of complaints shall be conducted in accordance with the following:

A) New Systems.

All new private sewage disposal systems shall be inspected for compliance with the approved plans and specifications. System defects noted during an inspection shall be corrected prior to final approval or enforcement action shall be initiated against the responsible person(s).

B) Complaints.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED REPEALER

Complaints of malfunctioning private sewage disposal systems shall be investigated. Defects noted during those investigations shall be corrected or enforcement action shall be taken against the responsible person(s).

- 2) Copies of all inspection reports shall be maintained and filed in the local health department.

- d) **Recommended Program Elements:** The following elements are recommended for inclusion in the Private Sewage Disposal Program:

- 1) Provide to all interested persons copies of all ordinances and rules and regulations regarding the design and installation of private sewerage systems. Criteria regarding the design of sewerage systems accepted by the Department should be available for distribution to interested persons.

- 2) Provide training and consultation to owners and constructors of private sewerage systems.

- 3) Promote the adoption of a local private sewerage disposal ordinance.

- 4) Provide personnel to perform inspections, investigations, surveillance, enforcement, and administrative activities for this purpose. Personnel shall be trained and equipped to carry out the program.

Section 615.380

Solid Waste

This is a required program to eliminate vectors, nuisances, and the transmission of disease organisms. A Solid Waste Program shall be established and administered by the local health department, as specified herein, which provides for the proper storage and handling of solid waste.

- a) **Legal Base:**

- 1) In addition to Federal and State laws regulating solid waste, a local ordinance should be adopted or an existing ordinance should be amended to include provisions for the proper methods of storage and handling of solid waste to control or eliminate vectors, nuisances, and the transmission of disease.

- 2) The ordinance shall contain the necessary provisions for enforcement within the boundaries for which the unit of local government has jurisdiction.

- b) **Personnel:** The local health department shall provide personnel to perform inspections, investigations, surveillance, enforcement, and administrative activities for this purpose. Personnel shall be trained and equipped to carry out the program.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED REPEALER

- c) **Program Requirements:** Each program shall contain the following:

- 1) A record of all solid waste disposal collection companies providing service within the jurisdiction of the governmental unit and information relating to the type of vehicle, frequency of collection, transportation routes, and final disposal sites.
- 2) A record of permitted landfills and specially permitted landfills for disposal of hazardous or industrial waste used or located within the jurisdiction of the governmental unit.
- 3) A record which documents the date and number of inspections and complaints received, date of investigation, surveillances performed, corrective action completed or enforcement action initiated, and disposition, if applicable.

- d) **Special Waste:** It is recommended that a record of all commercial and industrial operations whose wastes require special handling or disposal be on file at the local health department.

- e) **Interagency Coordination:** It is recommended that the unit of local government coordinate and/or participate in the development of the Solid Waste Program that interfaces with other State and local agencies involved with solid waste management, including the development of solid waste districts and long-range planning.

- f) **Definitions:** The following definitions shall apply to the Solid Waste Program:

- 1) "Special Waste" means any hazardous waste, industrial process waste, or pollution control waste.

- 2) "Hazardous Waste" means a waste, or combination of wastes which, because of quantity, concentration or physical, chemical, or infectious characteristics, may cause or significantly contribute to an increase in mortality or an increase in serious, irreversible, or incapacitating reversible illness; or pose a substantial present or potential threat to human health or to the environment when improperly treated, stored, transported or disposed of, or otherwise managed, and which has been identified, by characteristics or listing, as hazardous pursuant to Section 3001 of Resource Conservation and Recovery Act of 1976 (42 U.S.C. 2901 et seq.), or pursuant to Environmental Protection Agency guidelines consistent with the requirements of the Act and Pollution Control Board rules.

- 3) "Industrial Process Waste" means any liquid, solid, semi-solid, or gaseous waste generated as a direct or indirect result of the manufacture of a product or the performance of a service which poses a present or potential threat to human health or to the environment or with inherent properties which make the disposal of such waste in a landfill difficult to manage by normal means. Industrial

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED REPEALER

Process Waste includes, but is not limited to, pickling liquors, cutting oils, chemical catalysts, distillation bottoms, etching acids, equipment cleanings, paint sludges, incinerator ashes, core sands, metallic dust sweepings, asbestos dust, hospital pathological wastes and off-specification, contaminated or recalled wholesale or retail products. Specifically excluded are uncontaminated packaging materials, uncontaminated machinery components, general household waste, landscape waste, and construction or demolition debris.

4) "Pollution Control Waste" means any liquid, semi-solid or gaseous waste generated as a direct or indirect result of the removal of contaminants from the air, water, or land, and which pose a present or potential threat to human health or to the environment or with inherent properties which make the disposal of such waste in a landfill difficult to manage by normal means. Pollution Control Waste includes, but is not limited to, water and wastewater treatment plant sludges, baghouse dusts, scrubber sludges, and chemical spill cleanings.

5) "Solid Waste" means putrescible and non-putrescible wastes with the exception of body wastes. Such wastes include garbage, rubbish, dead animals, animal offal, abandoned vehicles, machinery components, construction or demolition debris and landscape wastes, which may pose a threat to human health or to the environment.

g) Public Laws and Acts: Personnel should be familiar with public laws and acts pertaining to Solid Waste.

Section 615.390 Nuisance Control

This is a required program which contains the necessary components for a local health department to minimize the transmission of disease associated with nuisance conditions and to preserve the safety, comfort, and well-being of the public.

- a) Legal Base: A local nuisance control ordinance is recommended.
- b) Personnel: The local health department shall provide personnel to perform inspections, investigations, surveillance, enforcement, and administrative activities for this purpose. Personnel shall be trained and equipped to carry out the program.
- c) Enforcement: A written procedure plan shall be developed and initiated describing procedures, personnel, and approvals needed at each level of enforcement.
- d) Investigation: All reported nuisances shall be investigated as soon as possible, within a maximum of seven working days.
- e) Records: Documentation of each nuisance complaint received, written response,

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED REPEALER

investigation, referral, nuisance abated, and enforcement action initiated shall be recorded.

f) Referral: Those nuisance complaints received that do not fall within the jurisdiction of the local health department shall be referred to the agency having jurisdiction. It is recommended that the complainant be assisted in the process by follow-up letter or telephone call to the appropriate agency. This referral should then be confirmed by letter or telephone call to the complainant.

g) Referral Directory: A comprehensive directory shall be available containing the names and telephone numbers of agencies that have responsibility in a variety of program areas.

h) Public Laws and Acts: Personnel should be familiar with public laws and acts pertaining to Nuisance Control.

i) Enforcement Procedures: The following is a sample which may be utilized by local health departments:

PERFORMED BY

Step A. Inspection/Investigation

1. Compliance - No further action until next scheduled inspection (Inspection report form)

Inspector

2. Non-Compliance - Inspection report form and letter listing violations with deadline for compliance

Inspector

Step B. Reinspection

PERFORMED BY

1. Compliance - No further action until next scheduled inspection (Inspection report form and letter)

Inspector

2. Non-Compliance

a. Time extension may be granted if reasons are valid and depending on seriousness of the violation

Inspector and Supervisor

b. Informal conference to determine next course of action

Supervisor

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED REPEALER

- c. Immediate legal action in Civil Court
(OR)
Supervisor following consultation with Director of Environmental Health
- (OR)

- d. Formal administrative hearing
Supervisor following consultation with Director of Environmental Health.

Step C. Second Reinspection

1. Compliance - No further action until next scheduled inspection (Inspection report form and letter)
Supervisor and Inspector
2. Non-Compliance - Institute Legal Action (Step D)
Supervisor following consultation with Director of Environmental Health

Section 615.400 Chronic Disease

This is a required program. The local health department must be in compliance with the following rules to receive approval for its Chronic Disease Program.

- a) Definition: Chronic disease is defined as any impairment or deviation from normal that has one or more of the following characteristics: is permanent; leaves residual disability; is caused by nonreversible pathological alteration; requires special training of the patient for rehabilitation; or may be expected to require a long period of supervision, observation or care.
- b) Program Planning: A written plan for Chronic Disease Programs shall be developed and used by nursing and other personnel which will assess the prevalence of these diseases or related disabilities and the need for additional or coordinated service within the agency's service area; then set priorities for the development and implementation of programs based on these assessments. The purpose of program planning is to develop and implement a program to reduce morbidity and mortality through prevention or control of chronic disease, which includes cancer, stroke, and heart disease; public and professional education; patient education before and after diagnosis; coordination or provision of care and of treatment resources, including restorative resources, to assure their availability to those persons in need.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED REPEALER

- c) Resources for Care and Treatment: An inventory of resources shall be developed, or an existing inventory utilized, which shall show evidence of their availability, utilization and adequacy; plan with other health services for filling unmet needs for such resources; and provide such resources as determined to be a public health program by the Program Plan. An inventory of resources for care and treatment shall be written, including the ability to fill the needs of the people in the service area either unilaterally or in concert with other agencies in the community.
- d) Development of Services: A program shall be developed, or there shall be coordination and cooperation with other providers of service, based on the Program Plan to provide chronic disease services to those persons living in the agency's service area. Evidence of effort to develop a program, or to coordinate and cooperate with others, shall be available. Such evidence may be a written, specific disease related program implementation plan; or minutes of meetings or written reports or correspondence with others providing the services, showing effort or action toward coordination.
- e) Education/Awareness Programs: A program shall be developed or there shall be coordination and cooperation with others to provide education/awareness opportunities, either through group or individual methods, or both, for health professionals and the public to enable them to understand the importance of prevention of diseases or disabilities where such methods are known/supporting early detection and following through with diagnosis and treatment, including long-term and/or restorative care. Evidence, such as written reports and records, shall indicate coordination and cooperation with others or of the provision of group or individual education/awareness sessions for health professionals and the public about select chronic diseases.
- f) Casefinding Programs: A program of casefinding and/or coordination with other agencies who are providing this aspect of the program shall be implemented as determined by the Program Plan. Documentation of casefinding activities by agency staff or written reports of coordination with others who are filling the need in the service area shall be provided.
- g) Follow-Up and Referral: The program shall provide and/or encourage other agencies to provide and coordinate completed follow-up and referral service, including education/awareness sessions for individuals with abnormal test results. Documentation of follow-up and referral activities shall be provided and evaluated.
- h) Home Health Services: The agency shall promote, utilize, or provide a home health service in the area to make professional, family-centered nursing care and other services available to meet the mental, physical, and emotional needs of those persons with a chronic disease as determined in the Program Plan. There shall be written documentation of working with others to provide home health services or providing professional nursing service to the chronically ill and handicapped at home.

SUBPART D: RECOMMENDED PROGRAMS

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED REPEALER

Section 615.510 Vector Prevention and Pest Control

This is a recommended program to prevent and control the transmission of disease, adulteration of food products, infestation and damage to structures, and enhance the comfort and enjoyment for living.

a) Definitions: The following definitions shall apply to the Vector Prevention and Pest Control Program:

- 1) "Vector" means an organism which carries and transmits disease. Examples include mosquitoes, ticks, flies, etc.
- 2) "Pests" mean insects, spiders, mites, ticks, and related arthropods, wood infesting organisms, rats, mice, nuisance birds and other obnoxious or undesirable animals in, on or under structures. Pests could also include mosquitoes like the inland floodwater mosquito and the saltmarsh mosquito which may not be involved in transmission of disease, but preclude the use of certain areas because of their obnoxious biting habits.

b) Legal Base: Local ordinances should be adopted to provide for the prevention and control of vectors and obnoxious pests. Additionally, the establishment of mosquito abatement districts in accordance with enabling legislation is to be promoted and encouraged "AN ACT providing for the organization, operation and dissolution of mosquito abatement districts and providing for the levy, collection and disbursement of taxes therein", (Ill. Rev. Stat. 1987, ch. 111 1/2, pars. 74 et seq.).

c) Field Service: The local health department shall provide the following:

- 1) Conduct field surveys to identify vectors and the obnoxious pests which warrant specific control programs, and to aid in developing effective preventive and control methods.
- 2) Investigate and follow-up complaints involving insects, nuisance birds, rodents, and other obnoxious pests.
- 3) Activity reports shall be prepared and available for review to show complaints investigated, areas surveyed, methods used, and results obtained. A minimum program would include control of flies, mosquitoes, and rodents.

d) Consultation and Technical Services: The local health department shall:

- 1) provide consultation to local governments, public agencies, civic groups, and the general public on the identification and control of insects, rodents, and obnoxious pests;

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED REPEALER

2) develop and maintain liaison with governmental units and members of the pest control industry to insure that materials and methods being used for control activities are safe, effective, and in compliance with existing State laws and regulations covering the use of pesticides (Structural Pest Control Act, Ill. Rev. Stat. 1987, ch. 111 1/2, par. 2201 et seq.);

3) develop and implement a public information program which includes the preparation of news releases, technical bulletins, and presentations to civic groups and the general public on vector control problems and control methods; and

4) maintain records on the required activities specified in 1, 2, 3, above and have them available for review.

e) Personnel: The local health department shall provide personnel to perform inspections, investigations, surveillance, enforcement, and administrative activities for this purpose. Personnel shall be trained and equipped to carry out the program.

Section 615.520 Housing

A recommended program to eliminate safety hazards and transmission of disease; to promote social, mental, and physical development through environmental control.

a) Housing Code:

1) Local ordinances shall be adopted for a housing code and the authority must be established to order the correction of substandard housing conditions. The ordinances should be designed to:

- A) eliminate safety hazards and transmission of disease;
- B) promote social, mental, and physical development;
- C) increase comfort and enjoyment for living through control of the housing environment; and
- D) assure that all housing meets minimum standards.

2) The code shall include, but not be limited to, minimum standards for occupancy, density, general area location, heating, lighting, ventilation, plumbing, general building utilities, structural construction, structural maintenance, and the maintenance of basic sanitary conditions.

b) Enforcement: Code enforcement shall include:

- 1) documentation that an annual inventory has been made, inspection conducted, deficiencies identified, and corrective action implemented. All buildings designated as dangerous, unsafe, or uncompleted must be demolished within 18

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED REPEALER

months;

- 2) development and maintenance of a program to inventory existing housing conditions, inspection where necessary, as well as, upon receipt of complaints, assurance that corrective action is taken; and
- 3) use of the authority granted under Demolition, Repair, or Enclosure of Unsafe Building: Section 11-31-1 of the Illinois Municipal Code (Ill. Rev. Stat. 1987, ch. 24, par. 11-31-1), and Section 25.24a of "AN ACT to revise the law in relation to counties" (Ill. Rev. Stat. 1987, ch. 34, par. 429.8).

- c) Long-Range Planning: A study should be available to review documentation of projected needs for at least a ten-year period.

- d) Agency Liaison: Liaison and cooperation with other agencies must be established in order to avoid duplication or opposing efforts. Obtain written agreements with other agencies stating the methods of cooperation.

- e) Emergency Housing Plan: An emergency housing plan for implementation during natural or man-made disasters should be developed, including specific locations of emergency housing and supportive services. Civil Defense approval should be obtained for this plan and copies of the plan distributed to governmental units and civic action groups.

- f) Housing Code Updating: A procedure for continuous updating of the code must be established with consideration being given to public and professional input from the immediate community, if authority is provided for the adoption and enforcement of a minimum housing code. The local health department shall document public and organizational meetings relating to the basic code and demonstrate the way or ways in which the public and professional input is used.

- g) Response to Complaints: A procedure for receiving and acting upon complaints must be provided. A listing of all complaints received and action taken must be maintained.

- h) Record-Keeping System: An accurate and functional record-keeping system must be maintained. The local health department shall demonstrate the ability of the record-keeping system to provide the necessary back-up for any required administrative action.

- i) Education and Information:

- 1) Active counseling, public information, and community education program on the public health importance of maintaining minimum housing standards and on practical methods of meeting the standards should be developed and maintained.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED REPEALER

- 2) Documentation of technical and promotional counseling, as well as public information programs utilizing the news media and presentations to civic, fraternal, professional, and other interested groups, shall be made.

- j) Personnel: The local health department shall provide personnel to perform inspections, investigations, surveillance, enforcement, and administrative activities for this purpose. Personnel shall be trained and equipped to carry out the program.

Section 615.530 Recreational Areas

This is a recommended program for the environmental control of sanitation, safety, and development of facilities at recreational areas and youth camps which promotes the enjoyment for living by eliminating disease transmission and safety hazards.

- a) Legal Base: The program operated by the local health department shall be based on local ordinances. These ordinances and the subsequent rules promulgated shall be consistent with the Campground Licensing and Recreational Area Act (Ill. Rev. Stat. 1987, ch. III 1/2, pars. 761 et seq.) and Recreational Area Code (77 Ill. Adm. Code 800) and the Youth Camp Act (Ill. Rev. Stat. 1987, ch. III 1/2, pars. 549.1 et seq.) and Youth Camp Code (77 Ill. Adm. Code 810).

- b) Personnel: The local health department shall provide personnel to perform inspections, investigations, surveillance, enforcement, and administrative activities for this purpose. Personnel shall be trained and equipped to carry out the program.

- c) Personnel Training: Personnel should receive training which may include short courses, seminars, or professional meetings related to recreational area operation.

- d) Inventory: An inventory of recreational area facilities shall be established and maintained.

- e) Enforcement: Documentation shall be maintained that shows that each facility was inspected at least annually while in operation. Where deficiencies have been identified, the record shall show that corrective action by the operator or administrative action by the local health department has been initiated.

- f) Sampling Schedules: Documentation shall be maintained that shows schedule for sampling of potable water, swimming pool water and bathing beach water, results recorded, and corrective action taken, when necessary.

Section 615.540 Dental Health

A recommended program to encourage the prevention of dental disease by means of educational and preventive programs, the early detection of oral disease, and the establishment of treatment programs for those who cannot otherwise obtain dental care.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED REPEALER

- a) **Personnel:** The local health department shall provide properly licensed or registered program personnel to insure completion of all dental health services and programs for this purpose. Personnel shall be trained and equipped to carry out the program.
- b) **Health Education:** There should be documentation of a written educational program including audio-visuals and methods of evaluation. Documentation of actual changes occurring within target groups may be demonstrated with the use of pre- and post-test results, Greene's Oral Hygiene Index, or Decayed-Missing-Filled (DMF) rates.
 - 1) The local health department should coordinate the planning and presentation of dental health education activities for public health nurses, health department personnel, and other health-oriented individuals.
 - 2) The local health department shall include dental health education in all such programs as prenatal clinics, well-baby clinics, home nursing services, and other school and adult programs.
- c) **Topical Fluoride Application:** The local health department shall offer direction and assistance in the establishment of a weekly fluoride mouth-rinsing program for all requesting children attending schools within the jurisdiction of the department. Documentation shall include the number of students enrolled in the schools in the area served by the health department, contacts made by the health department offering help in establishing the programs, and the number of participants in the established programs.
- d) **Public Water Supply Fluoridation Surveillance:** The local health department shall cooperate in the establishment of a water fluoride level surveillance mechanism that will complement the related activity of the Illinois Department of Public Health's Division of Dental Health. All public water supplies within the jurisdiction of the health department shall provide water with the mandated fluoride levels of 0.9 to 1.2 parts fluoride per one million parts water, as required by "AN ACT to provide for safeguarding the public health by vesting certain measures of control and supervision in The Department of Public Health over public water supplies in the State" (Ill. Rev. Stat 1987, ch. 111 1/2, pars. 121 et seq.)
- e) **Dental Inspections:** The local health department shall provide facilities or personnel to allow for dental inspections for children in conjunction with physical examinations. The activity is considered to be 100 percent effective when all children receiving physical examinations through the local health department also receive dental inspections.
- f) **Follow-Up:** The local health department shall provide follow-up services for cases referred for diagnosis or treatment. Documentation of all follow-up activities shall be maintained in the local health department file.
- g) **Evaluation of Available Dental Resources:** The local health department shall evaluate the

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED REPEALER

area of jurisdiction in respect to the ability of current resources to meet the dental needs of the population. Such data should identify the size of the at-risk population and the dental resources available from the private sector and from public funded programs.

- h) **Establishment of Public Funded Dental Clinics:** Utilizing the data obtained in the activities of subsection(g) above, the local health department shall determine, with the consultation of all involved groups, whether the need exists for the establishment of a dental clinic to meet the dental needs of the local population.
- i) **Dental Care Policy:** When clinic services are provided, the local health department shall develop a written dental policy specifying patient eligibility, treatment to be provided, and the patient record and service reports to be maintained.

Section 615.550 Pediatric Lead Poisoning and Poison Control

This is a recommended program to promote and encourage screening of children for lead poisoning and undue lead absorption.

- a) **Pediatric Lead Poisoning Program and Program Plan:** A Pediatric Lead Poisoning Program and Program Plan shall be developed and administered by a local health department to identify children with undue lead absorption and to provide adequate medical and environmental management for those children.
- b) **Plan Approval:** The Plan developed by the local health department shall be submitted to the Illinois Department of Public Health. This Plan shall include criteria for identifying children at risk, methods for active case-findings, policies for screening, plans for environmental and family follow-up, and policies for referral to physicians for diagnostic evaluation and treatment as described in Subsection (c) below.
- c) **Program Requirements:** The Program shall provide the following:
 - 1) The local health department shall provide for the collection of blood samples at one or more locations for erythrocyte protoporphyrin or zinc protoporphyrin and blood lead analyses from children ages 1 through 5, especially ages 1 to 3, who are at increased risk of lead poisoning. At least one location shall be established for screening children. In establishing the locations, the utilization of well-child clinics, medical recipients, high risk door-to-door surveys and blood lead screening facilities may be considered. Records of blood lead levels from screening activities shall be maintained for effective follow-up and reporting to the Illinois Department of Public Health.
 - 2) The local health department shall provide a follow-up investigation of each child with an elevated blood lead level.

DEPARTMENT OF PUBLIC HEALTH
NOTICE OF PROPOSED REPEALER

- 3) The local health department shall encourage and receive reports of elevated blood lead levels from laboratories within its health jurisdiction and reports of suspected cases of lead poisoning from other sources. Each local health department shall report to the Illinois Department of Public Health each patient with an elevated blood lead concentration or each suspected case of lead poisoning reported to it.
- 4) The local health department shall assist each patient with elevated blood lead levels in obtaining prompt medical evaluation, and advise physicians of the availability of information regarding treatment of lead poisoning and laboratory analyses. A local physician should be identified as a medical consultant to the local program. If possible, this medical consultant should be a pediatrician.
- 5) A record of the medical evaluation shall be forwarded to the Illinois Department of Public Health for each case.
- 6) The local health department shall participate in training programs which will ensure knowledge and understanding of the program by medical, nursing, and environmental health personnel especially in the area of pediatric management. Records of attendance shall be maintained.
- 7) The local health department shall initiate activities to identify and eliminate the lead hazards from the environment. A record of each dwelling inspection shall be incorporated in the final report.
- 8) The local health department shall seek assistance of community service agencies, other community groups, and local government units for providing temporary housing and for providing materials and labor for elimination of lead hazards from dwellings when needed, and shall document efforts to obtain assistance and support from other community groups and local government units.
- 9) The local health department should provide assistance with environmental corrections of buildings and develop a mechanism to relocate children with elevated blood lead levels if repairs are not immediately performed.
- 10) A final report of the environmental follow-up shall be submitted to the Illinois Department of Public Health and shall include the follow-up inspection report received with recommendations for further actions to be taken.
- d) Poison Control Programs and Program Plans: The local health department shall develop and administer a Program Plan and Program to implement policies, procedures, and guidelines to reduce the number of accidental poisoning incidents, after effects, complications, and resulting deaths. Such a Program Plan and Program shall include the following:
 - a) Needs Assessment and Plan Development: The local health department shall assess community nutrition service needs and available resources, and develop a plan to meet identified needs. Needs Assessment and Plan Development should include, but not be limited to:
 - 1) identifying existing data;
 - 2) determining current nutritional high risk groups;
 - 3) providing baseline information for development of action groups;
 - 4) indicating areas needing more study to assist in program development;
 - 5) establishing nutritional and other health care priorities among all age groups;
 - 6) identifying existing community resources;
 - 7) defining public health agency areas of responsibility; and
 - 8) developing and implementing short-and/long-range plans.
 - b) Personnel: The local health department shall have personnel to provide nutritional services for this purpose. Personnel shall be trained and equipped to carry out the program.
 - c) Policies and Procedures: Written policies and procedures shall define the local health

DEPARTMENT OF PUBLIC HEALTH
NOTICE OF PROPOSED REPEALER

- 1) The local health department shall maintain a close relationship with Poison Treatment Centers and the Regional Poison Resource Center within its jurisdiction, encourage prompt and complete reporting of poisoning cases, and provide assistance in resolving problems. Report findings shall be forwarded to the Illinois Department of Public Health.
 - 2) The local health department shall collect, review, and evaluate all accidental poisoning reports referred by the poison centers, make home visits to obtain additional information, provide nursing services, make parents aware of the dangers of hazardous substances and proper storage methods. The local health department shall maintain appropriate records and documentation of reports and of home investigations made. A report of its findings shall be provided to the poison centers, upon request.
 - 3) The local health department shall promote awareness in the community of the existence and operation of the poison centers, and initiate or participate in educational activities designed to prevent accidental poisoning. The local health department shall coordinate public education efforts with Poison Treatment Centers and Regional Poison Resource Centers to minimize duplication.
- Section 615.560 Nutrition Services
- This is a recommended program to combine and coordinate specific nutritional skills and activities to meet individual, family, and community needs.
- a) Needs Assessment and Plan Development: The local health department shall assess community nutrition service needs and available resources, and develop a plan to meet identified needs. Needs Assessment and Plan Development should include, but not be limited to:
 - 1) identifying existing data;
 - 2) determining current nutritional high risk groups;
 - 3) providing baseline information for development of action groups;
 - 4) indicating areas needing more study to assist in program development;
 - 5) establishing nutritional and other health care priorities among all age groups;
 - 6) identifying existing community resources;
 - 7) defining public health agency areas of responsibility; and
 - 8) developing and implementing short-and/long-range plans.
 - b) Personnel: The local health department shall have personnel to provide nutritional services for this purpose. Personnel shall be trained and equipped to carry out the program.
 - c) Policies and Procedures: Written policies and procedures shall define the local health

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED REPEALER

department's nutrition services, the purpose, goals, objectives, and operations.

- d) **Inter and Intra Agency Cooperative Programs:** Nutrition services shall be available to identified high risk groups. Documentation of nutrition services shall include:

- 1) client and community income levels;
- 2) vital statistics such as infant and maternal morbidity and mortality;
- 3) clients with nutrition-related disorders such as anemia, diabetes, cardiovascular disease, hypertension, failure-to-thrive, underweight, obesity;
- 4) clients with nutritional risk such as prenatal, postpartum and lactating women, the elderly, infants and young children, adolescent girls, oral contraceptive agent users;
- 5) clients lacking food resources;
- 6) clients lacking home and money management skills; and
- 7) consultation of nutrition services given.

- e) **Screening and Assessment:** The local health department shall identify and assess the nutritional status of high risk individuals in need of nutritional services. Written evidence of screening programs for identifying individuals in need of nutrition services shall be available. Identification can be made through clinics and/or screening programs utilizing hemoglobin and/or hematocrit determinations; urinalysis; anthropometric measurements; physical inspections; developmental measurements; community health programs; blood pressure, diabetes, cholesterol, and triglyceride screening; short-term food records; health and disease statistics.

- f) **Consultation and Counseling Services:** The local health department shall provide consultation and counseling services to individuals. Evidence of these services shall be based on records, reports, contracts or agreements and written care plans to meet needs of individuals, agencies, and organizations. This evidence may be part of an individual, family, and clinic records or activity reports. Daily food patterns should be included in the individual, family and/or clinic records.

- g) **Education Program for Target Populations:** The local health department shall plan, initiate, and participate in organized community efforts to assure that nutrition education is available to motivate target populations of all age levels for improving food habits. Documentation of nutrition education shall include the following age groups: prenatal, infant, children, adolescent, adult, and aged.

- h) **Consumer Education:** The local health department shall utilize the mass media and other educational methods to provide the consumer with accurate information regarding the quality of the food supply, current food fads, and misinformation. A record of consumer education programs conducted, including attendance and program content, shall be maintained.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED REPEALER

- i) **Staff Education:** The local health department shall plan, initiate, and participate in in-service training and continuing education of paraprofessional and professional staff as it relates to nutrition. A record of the number of in-service training programs conducted, including attendance and program content, and the number of and the content of continuing education events attended by individual staff, shall be maintained.

- j) **Public Laws and Acts:** Personnel should be familiar with public laws and acts pertaining to Nutrition Services.

- k) **Definitions:** The following definitions and terms may be applied to the Nutrition Services Program:

"Adequate Diet" - a variety of foods that supply an individual's nutrient and energy needs.

"Anthropometry" - the science dealing with measurement of the human body to determine differences in individuals and specific groups.

"Community Nutrition" - academic discipline that deals with identification and solution of health problems with nutritional implications in communities or human population groups.

"Community Nutrition Assessment" - the study of community nutrition practices used to evaluate nutrition status. Assessment may include the use of the following methods for collecting information: surveys of food consumed or purchased; foods chosen by captive groups, such as children in a school lunch program; blood chemistries; short-term food records; economic factors; garden and home supplies of food stuffs, cultural and ethnic groups; community and health programs; and health and demographic statistics.

"Consultee" - a person who requests information or services by consultation.

"Consultant" - the person who has special information and skill in a situation under study.

"Consultation" - the giving and taking of help in a joint planning situation.

"Diet" - includes usual food and drink consumed by an individual.

"Dietitian" - a specialist educated for a profession responsible for the nutritional care of individuals and groups. This care includes the application of the science and art of human nutrition in helping people select and obtain food for the primary purpose of nourishing their bodies in health or disease throughout the life cycle. This participation may be in single or combined functions; in food service systems management; in extending knowledge of food and nutrition principles; in teaching these principles for application according to particular situations; or in dietary counseling.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED REPEALER

"Dietary History" - dietary study method used to evaluate or assess food intakes of individuals. It is taken by a 24-hour recall or repeated food records to lend information on an individual's past and present dietary habits, food likes and dislikes, usual food pattern, and type of meals normally eaten over a relatively long period of time.

"Food" - any substance that when taken into the body provides energy, builds and repairs tissues, and regulates body processes.

"Food Intake Record" - see Dietary History above.

"Modified Diet" - the changes in the diet or food consumption that are necessary to meet the changed nutrition requirement.

"Nutrients" - any substance that nourishes the body such as protein, fats, carbohydrates, minerals, vitamins, and water.

"Nutrition" - the science of nutrition is broadly defined as the science of food and nutrients, and other substances therein, their action, interaction, and balance in relation to health and disease, and the processes by which the organism ingests, digests, absorbs, transports, utilizes, and excretes food substances. In addition, nutrition must be concerned with certain social, economic, cultural, and psychological implications of food and eating.

"Nutrition Assessment" - an evaluation of an individual's nutrition state is accomplished by one or more of the following methods: dietary survey, medical and clinical examination, biochemical tests, and anthropometric tests. Other indicators used in appraising the status of populations are vital health statistics, food balance sheets, and other pertinent data compiled by government agencies, hospitals, clinics, insurance companies, etc.

"Nutrition Component" - that part of a public health program related to nutrition.

"Nutrition Counselor" - Nutritionist, Dietitian, Home Economist, or other person who teaches nutrition to individuals or groups.

"Nutrition Counseling" - gathering information and furnishing the support and guidance that will lead to improved nutrition to meet health needs.

"Nutrition Education" - the process by which beliefs, attitudes, environmental influences, and understandings about food lead to practices that are scientifically sound, practical, and consistent with individual needs and available food resources.

"Nutrition History" - an informative and comprehensive description of laboratory and clinical data, as well as dietary history of an individual.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED REPEALER

"Nutrition Policies" - those policies that state how and to whom nutrition services will be rendered, and the goals of nutrition education for both staff and clients.

"Nutrition Practice" - the usual food consumption pattern, including foods and volume consumed, food preparation methods, and the time of consumption.

"Nutrition Program Planning" - the process of determining the organization's plan of action to be performed within a specified time interval. It includes the delineation of the program objectives, content, procedures, criteria for evaluation, timetable of activities, and coordination with related activities.

"Nutrition Program Evaluation" - the determination of whether program objectives were met within a specific time span. The methods and tools used vary with the program components. Some of the methods and tools used would include: reports; statistics; hemoglobins; hematocrits; other laboratory values such as cholesterol, triglycerides and serum protein; heights and weights; weight gains and losses; surveys; questionnaires; records and changes in dietary habits and/or patterns.

"Nutrition Procedures" - the prescribed sequence of defined activities required to meet a program objective within the framework of the organization and in line with definite policies.

"Nutrition Services" - combining and coordinating specific nutrition skills and activities to meet individual, family, and community needs. They should include, but not be limited to, the following services: assessment of food practices, nutrition status, nutrition education and counseling to meet normal and therapeutic needs, special feeding equipment, supplemental food assistance, and provision of or referral to resources for appropriate food service.

"Nutrition Status" - state of the body resulting from the consumption and utilization of nutrients. Clinical observations, biochemical analyses, anthropometric measurements, and dietary studies are used to determine this state.

"Nutrition Surveillance" - continuous data collection for evaluation nutrition status and showing points of intervention.

"Nutritionally Vulnerable" - conditions including growth, pregnancy, lactation, acute illness, chronic disease, and ingestion of certain medications which increase or change nutrition requirements.

"Safe Food" - food that is clean, wholesome, free from spoilage and is processed, prepared, and handled in a safe and sanitary manner.

SUBPART E: OPTIONAL PROGRAMS - INSTITUTIONS AND JAILS

Section 615.600 Working Agreements

Since county correctional facilities are required to provide medical and health services to inmates, the local health department may enter into working agreements with appropriate officials to provide these services. This optional program for a local health department may include, but not be limited to, the following Sections: 615.610, 615.620, 615.630 and 615.640.

Section 615.610 Personnel

Professional personnel shall be available to:

- a) take medical responsibility for direct and standing orders, medication procedures, and medical protocol;
- b) investigate medical complaints and conduct periodic sick call on the following basis:
 - 1) Once per week in facilities with an average daily population of 50;
 - 2) Three times per week in facilities with an average daily population of 50 to 200;
 - 3) Five times per week in facilities with an average daily population over 200;
- c) provide laboratory support for communicable disease diagnostic service;
- d) provide dental service for hygiene and screening; and
- e) offer nutritional guidance in the preparation of jail meals, including special diets.

Section 615.620 Training of Staff

The local health department shall make services available to provide a training program for security personnel covering at least cardiopulmonary resuscitation, basic first aid, health assessment, and recognition of signs of mental illness or retardation.

Section 615.630 Sanitation

The local health department shall make services available to conduct routine inspection of the food sanitation program and environmental conditions of the facility.

Section 615.640 Planning

The local health department shall include correctional facilities in their community-wide plans for health education, coordination of programming, and disaster contingencies.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED REPEALER

SUBPART F: OPTIONAL PROGRAMS - MENTAL HEALTH
AND DEVELOPMENTAL DISABILITIES

Section 615.700 Program Goal

The program goal is to prevent, treat, habilitate and/or rehabilitate individuals with mental health and/or development disability problem(s) in order to maximize their level of functioning in their personal life, family life, and in the community. The Mental Health and Developmental Disabilities Program is an optional program; if a local health department has such a program, then adherence to the following rules may be necessary, as indicated by requirements of each rule.

Section 615.710 Administration

The local health department shall establish administrative policies and procedures in accordance with all Federal and State laws, rules, as amended, which should include but are not limited to:

- a) Service Network Protocol: Establishment of written letters of understanding delineating the responsibilities between the local health department and the mental health center, if not a part of the local health department, and all other agencies or designees providing Mental Health and Developmental Disabilities services within the network.
- b) Quality Assurance: An ongoing quality assurance program for services being provided which should include a peer review or supervisory procedures respecting the Mental Health and Developmental Disabilities services in the health department.
- c) Confidentiality: Maintenance of a record system which is in accordance with Federal and State laws respecting confidentiality. Access to information regarding consumers of services must be limited to maintain safeguards, preserve confidentiality, and protect the rights of the consumer receiving service.
- d) Evaluation of Services: Performance of periodic evaluation of client services relative to treatment and outcomes.

Section 615.720 Annual and Long-Range Plans

Local health departments who have a Mental Health and/or Developmental Disabilities component(s) should develop and update an annual plan, and a long-range plan which will be approved by the Board of Health, submitted to the areawide service planning agencies, the Directors of Public Health or their designees upon request for their review and comment. The following principles may be contained in the plan:

- a) Area Characteristics: A description of the boundaries and population to be served in the Mental Health and/or Developmental Disability service provider network.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED REPEALER

- b) Comprehensiveness: Incorporate as broad a range of the following services as possible in such a way as to identify community needs with regard to Mental Health and Developmental Disabilities for the purpose of funding, staffing, managing, and serving the community within budgetary limits. Make provision for future planning for meeting current unmet needs which should include but are not limited to:

- 1) Needs assessment;
- 2) Education, consultation, and information; and
- 3) Direct care services which should include:

- A) Casefinding;
- B) Intake evaluation and referral;
- C) Outpatient and prevention services; and
- D) Structured day and residential living programs.

- c) Target Populations: The target populations should specify Mental Health and/or Developmental Disabilities by specific age groups, problem areas, severity of problem and/or specific areas of substance abuse.

- d) Quality Assurance System: An action plan should be developed to determine if service objectives have been met. The plan may consist of the five integral elements:

- 1) Goals and objectives to be achieved. These should be stated in qualitative and quantitative terms;
- 2) Specific action steps, or methods, for achieving the overall objectives;
- 3) Assignment of responsibilities to individuals or organizational units;
- 4) Specific timetables and target dates; and
- 5) A procedure for evaluating the Mental Health and Developmental Disabilities programs toward achieving the objectives and for periodic review and revision of the plan.

Section 615.730

Needs Assessment

The local health department, prior to and after the development of a mental health division, shall participate with other agencies, individuals, and groups in surveys that reveal the unmet needs of the residents of the service area in order that plans can be developed for provisions of direct care services to meet those needs. Surveys should ascertain one or more of the following:

- a) Initial Survey: Provide survey or with foundation to develop a program for Mental Health and Developmental Disabilities services to meet the needs of the community which

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED REPEALER

include, but are not limited to:

- 1) exploration of the need for realignment and expansion of existing services within the area service network to prevent duplication of services;
 - 2) assessment of the providers within the community such as doctors, schools, and clinics in order to find out what their preconceived notions are regarding the needs of the designated geographic area;
 - 3) surveying the general population in order to see what services they feel are necessary in order to meet their needs; and
 - 4) finding the incident rate within the designated geographic population of people with Mental Health and/or Developmental Disability problems.
- b) Development of Methods and Procedures: Determine if there is a consensus from the providers and/or consumers to provide justification of program(s)/service(s).

Section 615.740

Education, Consultation, and Information

Individual, family, and community agencies should be aware of services and needs to improve their level of functioning through dissemination of information and educational consultation. This should include the following:

- a) Programs of consultation and education should be promoted and encouraged for agencies, general public, parents, and concerned individuals. Written evidence should be available to demonstrate that an organized program of education and consultation exists in the designated geographic area.
- b) The local health department should provide appropriate information to persons in the given geographic area and related agencies regarding specific areas of concern, services, and prevention measures. Written evidence should be available to substantiate that specific information was provided by one or more of the following methods: audio-visual materials, news releases, written materials and/or meetings with individuals and groups.

Section 615.750

Direct Care Services

The Mental Health and Developmental Disability Division should provide, promote, and encourage comprehensive direct care services for the target populations to eliminate or lessen the severity of problems to individuals in order for individuals to reach their fullest potential and/or function so that they are able to lead a healthier life. The services include, but are not limited to, the following service component areas:

- a) Casefinding: In cooperation with the public and the social agencies, the school systems,

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED REPEALER

the law enforcement agencies, and other human service organizations, the Mental Health Division shall promote and encourage the awareness of the methods by which persons seeking services may gain access to them. This may be accomplished through:

- 1) **Public Awareness:** Publishing a list of services offered by providers for public awareness to other agencies and the public through newspapers, brochures, radio and T.V., and/or bulletins; and
 - 2) **Advanced Planning:** Planning to identify who is to be contacted, for what services, where and when the services are available, and how the public can contact the service resources.
- b) **Intake, Evaluation, and Referral:** The Mental Health Division should provide all persons in the designated geographic area seeking assistance with intake, evaluation, and referral services so that they will receive the necessary services thereby reducing client frustration with the health care delivery system.
- 1) **Intake:** Plan, organize, and implement systematic procedures for processing requests for Mental Health and Developmental Disability services which should:
 - A) include persons who telephone and walk in requesting services;
 - B) provide and maintain a data system on the function and location of other resources for use by staff; and
 - C) develop evaluation policies and procedures which provide persons with continuity of service and quality of care. This shall include:
 - i) ability to perform a preliminary assessment of psycho/social and psychiatric/medical needs of the potential service consumer; and
 - ii) ability to provide further assessment or treatment outside agency and/or within the agency.
 - 2) **Individual Assessment/Evaluation:** Development of assessment policies and procedures that provide persons with continuity of service and quality of care which should include:
 - A) extended diagnostic assessment of the individual(s) exhibiting problem(s); and
 - B) initiating referrals for further assessment and devise an individualized written treatment plan.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED REPEALER

- 3) **Referral:** Development and maintenance of an effective linkage system which should include:

- A) written summary of pertinent resources for use by staff; and
 - B) assurance of availability of services to the public through a central point of referral and human services information.
- i) Participating with other agencies in providing a system of referral and information about human services for a given geographic area.
 - ii) Showing evidence of participation in an organized program of referral and human services information which includes comprehensive literature and other materials for distribution to any person within the designated geographic area.
 - iii) Written working agreements, letters of understanding, or contracts with appropriate service delivery agencies to provide assessment and treatment services, and/or other life-skills and life-resources that are required by the target populations to whom services are provided.
- 4) **Emergency and Medical Services:** Direct provision of or formally contract for psychiatric emergency and medical services which may be available on an 24-hour basis.
- c) **Outpatient Services:** The Mental Health/Developmental Disabilities Division should promote and encourage provision of an organized delivery of outpatient services to persons in the designated geographic area so that a range of psychological and psychiatric treatment modalities can be developed, including individual, marital, family, group, or chemotherapy crisis intervention.
- 1) **Prevention Services:** The Mental Health/Developmental Disability Division should promote the utilization of available resources for primary, secondary, and tertiary prevention of problems in the area of mental illness, substance abuse, and developmental disabilities to prevent or minimize the effect of problems and to maximize a level of functioning of individuals within the community. This should include the following levels of prevention:
 - A) **Primary Prevention:** Activities directed toward specified high risk groups who have not been labeled as having mental health problems or being developmentally disabled and for whom action can be taken to avoid the onset of emotional disturbance or behavioral disorders for developmental

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED REPEALER

disabilities and/or to enhance their level of positive mental health by increasing their capacity for dealing with crisis or for taking steps to improve their own lives. These activities may include, but are not limited to:

- i) positive mental health education; and
 - ii) anticipatory guidance activities (e.g., how to recognize and reduce stress symptoms; coping with children's behavior; introducing adolescence to the responsibilities of pregnancy and parenthood; prenatal groups focusing on parenting and family life issues).
- B) Secondary Prevention: Early screening, diagnosis, and treatment of individuals to minimize the effects of the disability so that persons may continue to function within the community.
- C) Tertiary Prevention: Provide rehabilitative or rehabilitative efforts to reduce the effects of illness disability.

2) Aftercare: Integrate support following discharge of persons from residential or hospitalization treatment programs with the community resources and living patterns.

3) In-Service Training: Provide and document training experiences for treatment staff to improve and enhance professional skills.

4) Case Consultation: Provide case consultation to other service providers with whom clients relate.

5) Community Coordination of Services: Provide client and/or family with coordination of all community services to ensure that the client and/or family is provided with a comprehensive treatment program or determine that such coordination is being accomplished through another service provider.

d) Structured Day and Living Programs: Mental Health and Developmental Disabilities will assist individuals with acute or chronic mental illness, developmental disabilities, or substance abuse problem(s) in community-based facilities for persons who cannot be serviced throughout patient services alone. The following social intervention models provide services which may allow access to inpatient facilities, day care programs, vocational training, legal counseling, education, and other resources as needed. These structural day and living programs may include such models as:

- 1) Community Day Treatment;
- 2) Sheltered Workshop;

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED REPEALER

- 3) Work Activity Center;
- 4) Halfway House;
- 5) Alcoholism Detoxification;
- 6) Community Day Treatment for Children;
- 7) Alcoholism Halfway House;
- 8) Residential Intermediate Care.

c) Sustaining Care: Assist clients by continued supportive contact with the program so that adjustment problems can be quickly addressed and the client can continue to live within the community.

Section 615.760 Public Laws and Acts

Personnel should be familiar with public laws and acts pertaining to Mental Health and Developmental Disabilities.

Section 615.770 Definitions

The following definitions shall apply to the Mental Health and Developmental Disabilities Services Program:

"Aftercare" -- those mental health activities aimed at sustaining the individual in the community after discharge from an inpatient facility.

"Comprehensive Health Services" -- appropriate services to identified target populations within a community; a complete range of services for each such defined population.

"Day Care Center" -- a facility for the handicapped which may provide any or all of the following:

Educational activities;
Skill training;
Recreational activities;
Day nursing care.

"Designated Geographic Area" -- the physical area within certain specified boundaries for which a comprehensive network of linked services is planned and implemented. This may be a community area, a city, a county, or multi-county.

"Developmental Disability" -- a disability attributable to mental retardation, cerebral palsy, epilepsy, or another neurological condition of an individual found to be closely related to mental retardation or to require treatment similar to that required for a mentally retarded individual, which disability originates before such individual attains age 18, which has continued or can be expected to continue indefinitely, and which constitutes a substantial

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED REPEALER

handicap to such individual.

"Drug Abuse" -- the use usually by self-administration of any drug in a manner that deviates from the approved medical or social pattern within a given culture.

"Drug Addiction" -- a behavioral pattern of compulsive drug use characterized by overwhelming involvement with the use of a drug, the securing of its supply, and a high tendency to relapse after withdrawal.

"Linkage" -- the array of services which assures that a person eligible within one element of service gains access to any other service in the network.

"Partial Hospitalization" -- a service provided under medical auspices on a "day hospital" or "night hospital" basis.

"Planning Area" -- a designated geographic area embracing a planning concept that assures the allocation of necessary resources to its residents.

"Precare Services" -- those mental health activities aimed at preventing the exclusion of an individual from community support systems.

"Psycho-Social" -- refers to the interaction between an individual's perception of himself in relationship to his physical and interpersonal environment.

"Sheltered Workshop -- Extended Employment" -- certified by the Department of Labor as a "Regular Workshop" and identified by the agency as a "job" for individuals whose current functioning level contraindicates placement in the competitive job market.

"Sheltered Workshop -- Work Adjustment and Training" -- certified by the Department of Labor as a "Regular Workshop" using work as the instrument in adjusting people to work with an identifiable program of training with the goal of employ.

"Substantial Handicap" -- a disability of such severity that it prevents the individual from participating in and benefiting from the social, economic, educational, recreational, or other opportunities generally available to his peers in his community who are not similarly handicapped.

"Work Activity Center" -- a workshop having an identifiable program, separate supervision, and records planned and designed exclusively to provide therapeutic activities for handicapped workers whose physical or mental impairment is so severe as to make their productive capacity inconsequential.

"Work Activity Center -- Extended Employment" -- certified by the Department of Labor as a "Work Activity Center." Productivity of these individuals is less than 50 percent of

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED REPEALER

the current minimum wage but primary emphasis is on remunerative employment for an extended period of time.

"Work Activity Center -- Transitional" -- certified by the Department of Labor as a "Work Activity Center." Productivity on remunerative tasks is "inconsequential" but is a part of a comprehensive program to provide services and experiences which will contribute significantly to the habilitation of the individual.

SUBPART G: OPTIONAL PROGRAMS -- PRIMARY CARE

Section 615.800 Primary Care

Primary care provided by a local health department must be available and accessible to all residents of the jurisdiction.

Section 615.810 Definition and Services

Primary Care is defined as those health services provided at the entry point of the health care system. Primary care services may include, but are not limited to:

- a) ambulatory care, including diagnosis and treatment of first contact illnesses, emergency coverage, medication therapy, dispensing of drugs, or minor surgery;
- b) preventive and screening services such as preventive dentistry; Early Periodic Screening, Diagnosis, and Treatment (EPSDT); immunization; PAP test; and Well-Child Care;
- c) health education for clients and community served;
- d) follow-up or sustained management of prolonged illness such as physical therapy and other rehabilitative service;
- e) home health care; and
- f) social services.

Section 615.820 Need and Resource Assessment

Working with other agencies, including at a minimum the relevant health systems agency, the local health department should collect data under Section 615.310 (u) that impacts on primary care needs and resources.

Section 615.830 Plan Development

A plan and supporting documentation regarding its development should be available in the local health

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED REPEALER

department that is providing primary care.

Section 615.840 Referral Mechanism

Linkage to specialists and hospitals for complex problem management is recommended. Arrangements should include agreements to refer patients and records in accordance with practices which ensure confidentiality.

Section 615.850 Quality Evaluation

Effectiveness should be determined by measurement of structure, process, and outcome of those professional disciplines and programs involved.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED RULES

1) The Heading of the Part:

Local Health Protection Grant Rules

2) Code Citation:

77 Ill. Adm. Code 615

3) Section Numbers:

615.100
615.110
615.200
615.210
615.220
615.230
615.300
615.310
615.320
615.330
615.340
615.400
615.410
615.Appendix A

Proposed Action:

New Section
New Section
New Section
New Section
New Section
New Section
New Section
New Section
New Section
New Section
New Section
New Section
New Section
New Section
New Section

4) Statutory Authority:

Division 5-25 of the Counties Code (Ill. Rev. Stat. 1991, ch. 34, par. 5-25001 et seq.) [55 ILCS 5]; the Public Health District Act (Ill. Rev. Stat. 1991, ch. 111 1/2, par. 0.01 et seq.) [70 ILCS 905]; the Illinois Municipal Code (Ill. Rev. Stat. 1991, ch. 24, par. 1-1-1 et seq.) [65 ILCS 5]; and Section 55 of the Civil Administrative Code of Illinois (Ill. Rev. Stat. 1991, ch. 127, par. 55) [20 ILCS 2310/55]

5) A Complete Description of the Subjects and Issues Involved:

These proposed rules replace the Department's former rules at Part 615, which set standards for ten required programs implemented by local health departments. The previous rules at Part 615 were repealed, effective July 21, 1993. These proposed rules establish eligibility requirements and program standards for local health protection grants awarded by the Department. Local health departments are required to meet the certification requirements of new Part 600 and assure that four health protection programs, including infectious diseases, food protection, potable water supply, and private sewage disposal are provided, in order to be eligible for the grants.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED RULES

6) Will this Rulemaking Replace an Emergency Rule Currently in Effect?

Yes ☒ No ☐

7) Does this Rulemaking Contain an Automatic Repeat Date? Yes ☐ No ☒

If "yes," please specify the date: _____

8) Does this Rulemaking Contain Any Incorporations By Reference?

Yes ☒ No ☐

If "yes," please specify type: 6.02(a) ☐ or 6.02(b) ☐

9) Are there any other Proposed Amendments Pending on this Part?

Yes ☐ No ☒

If Yes:

Section Numbers	Proposed Action	Ill. Reg. Citation
-----------------	-----------------	--------------------

10) Statement of Statewide Policy Objectives:

This rulemaking will not require additional expenditures by units of local government.

11) Time, Place, and Manner in which Interested Persons May Comment on this Rulemaking:

Interested persons may present their comments concerning these rules by writing to Gail M. DeVito, Division of Governmental Affairs, Illinois Department of Public Health, 525 West Jefferson, Second Floor, Springfield, Illinois 62761, within 45 days after this issue of the Illinois Register.

These rules may have an impact on small businesses. In accordance with Sections 3.01 and 4.03 of the Illinois Administrative Procedure Act, any small business may present their comments in writing to Gail M. DeVito at the above address.

Any small business (as defined in Section 3.10 of the Illinois Administrative Procedure Act) commenting on these rules shall indicate their status as such, in writing, in their comments.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED RULES

12) Initial Regulatory Flexibility Analysis:

A) Date Rulemaking was Submitted to the Business Assistance Office of the Department of Commerce and Community Affairs:

B) Type of Small Businesses Affected:

None

C) Reporting, Bookkeeping or Other Procedures Required for Compliance:

No new procedures required.

D) Types of Professional Skills Necessary for Compliance:

The full text of the Proposed Rules begins on the next page.

DEPARTMENT OF PUBLIC HEALTH
NOTICE OF PROPOSED RULES

TITLE 77: PUBLIC HEALTH
CHAPTER I: DEPARTMENT OF PUBLIC HEALTH
SUBCHAPTER h: LOCAL HEALTH DEPARTMENTS

PART 615
LOCAL HEALTH PROTECTION GRANT RULES
SUBPART A: GENERAL

Section
615.100
615.110
Definitions
Incorporated Materials

SUBPART B: ADMINISTRATION OF LOCAL HEALTH PROTECTION GRANTS

Section
615.200
615.210
615.220
615.230
Eligibility
Award and Use of Grant Funds
Review and Consultation; Plan of Correction
Waiver of Requirements

SUBPART C: PROGRAM STANDARDS

Section
615.300
615.310
615.320
615.330
615.340
Infectious Diseases
Food Protection
Potable Water Supply
Private Sewage Disposal
Common Requirements

SUBPART D: DUE PROCESS

Section
615.400
615.410
615.Appendix A
Denial, Suspension or Revocation of Grant Application or Grant Agreement
Procedures for Hearings
Recommended Policies and Procedures for Immunization Clinics

Authority: Implementing and authorized by Division 5-25 of the Counties Code (Ill. Rev. Stat. 1991, ch. 34, par. 5-25001 et seq.) [55 ILCS 5]; the Public Health District Act (Ill. Rev. Stat. 1991, ch. 111 1/2, par. 1.01 et seq.) [70 ILCS 905]; the Illinois Municipal Code (Ill. Rev. Stat. 1991, ch. 24, par. 1-1-1 et seq.) [65 ILCS 5]; and Section 55 of the Civil Administrative Code of Illinois (Ill. Rev. Stat. 1991,

ILLINOIS REGISTER

DEPARTMENT OF PUBLIC HEALTH
NOTICE OF PROPOSED RULES

ch. 127, par. 55) [20 ILCS 2310/55].

Source: Part repealed, new Part adopted by emergency rules at 17 Ill. Reg. 13002, effective July 21, 1993, for a maximum of 150 days; Part repealed, new Part adopted at ____ Ill. Reg. _____, effective _____.

SUBPART A: GENERAL

Section 615.100 Definitions

For purposes of this Part, the following definitions shall apply:

"Department" means the Illinois Department of Public Health.

"Director" means the Director of Public Health.

"Health Protection Program" means any program, service or activity performed by a local health department intended to prevent or reduce the incidence of disease, death or disability caused by infectious diseases; exposure to hazardous or toxic substances; or unsafe food, water, air, consumer products, or other environmental exposure.

"Local Health Protection Grant" means a grant made by the Department to a certified local health department for health protection programs including, but not limited to, Infectious Diseases, Food Protection, Potable Water Supply and Private Sewage Disposal.

"Substantial Compliance" means meeting requirements set forth in this Part, except for variations from the strict and literal performance of such requirements which result in insignificant omissions and defects, given the particular circumstances and the incidence and history of such omissions and defects. Omissions and defects that have an adverse impact on public health and safety shall not be considered insignificant and shall be considered substantial noncompliance.

Section 615.110 Incorporated Materials

The following materials have been incorporated or referenced in this Part:

- a) "Standards for Pediatric Immunization Practices" (February 1993), Centers for Disease Control and Prevention, Information Services Office, Mail Stop E-06, National Center for Prevention Services, Centers for Disease Control and Prevention, Atlanta, GA 30333-4018.
- b) "Sexually Transmitted Diseases Clinical Practice Guidelines" (May 1991), U.S. Department of Health and Human Services, Public Health Service, Centers for Disease Control, Atlanta, GA 30333.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED RULES

- c) "Sexually Transmitted Diseases Treatment Guidelines" (September 1989), U.S. Department of Health and Human Services, Public Health Service, Centers for Disease Control, Atlanta, GA 30333.

SUBPART B: ADMINISTRATION OF LOCAL HEALTH PROTECTION GRANTS

Section 615.200 Eligibility

A local health department shall be eligible to receive Local Health Protection Grant funds provided that it meets the following criteria:

- a) the local health department is certified pursuant to Section 600.210 of the Certified Local Health Department Code (77 Ill. Adm. Code 600);
- b) the local health department makes application to the Department on forms or in a format provided or prescribed by the Department; and
- c) the local health department assures that the four health protection programs of infectious diseases, food protection, potable water supply, and private sewage disposal are provided in accordance with the requirements of this Part. Assumption of direct service by another unit of local government shall fulfill this assurance for that portion of the local health department's jurisdiction.

Section 615.210

Award and Use of Grant Funds

- a) The Department shall award Local Health Protection Grant funds in accordance with a formula developed in cooperation with the Illinois Association of Public Health Administrators and which is based upon the following criteria:

- 1) population;
- 2) per capita income; and
- 3) per capita assessed valuation.

- b) Prior to the award of grant funds, the Department and the local health department shall execute a grant agreement wherein the local health department, at a minimum, agrees to:

- 1) fulfill the requirements of this Part; and
- 2) provide program statistical information to the Department. The requested information will be developed in cooperation with the Illinois Association of

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED RULES

Public Health Administrators.

- c) Local Health Protection Grants may be used by the local health department for any health protection program or service including, but not limited to, Infectious Diseases, Food Protection, Potable Water Supply, and Private Sewage Disposal. The grants are intended to supplement other federal, State and local funds available to support local health protection programs, including the four programs that must be assured for participation. Provided the four programs are assured, the local health department may use the grant funds for any health protection program, activity or service or for shared management or administrative support costs.

Section 615.220 Review and Consultation; Plan of Correction

- a) The Department shall provide review and consultation to local health departments in order to evaluate the effectiveness of local health activities and programs and to determine compliance with the grant agreement.
- b) Review and consultation shall be provided at least once every three (3) years, or as often as necessary, in order to assure substantial compliance with this Part and the local health department's grant agreement.
- c) In the event the Department determines that a local health department is not in substantial compliance with the applicable rules and grant agreement, the local health department shall develop and follow a written plan of correction acceptable to the Department to achieve substantial compliance.

- 1) The Department shall notify the local health department of its determination in writing by means of a Notice of Noncompliance which specifies the areas of deficiency to be corrected.

- 2) A plan of correction shall be submitted to the Department within 30 days after receipt by the local health department of a Notice of Noncompliance.

- 3) If the local health department fails to submit a plan of correction that is acceptable to the Department, the Department may prescribe a plan of correction that shall be followed by the local health department, unless the local health department submits an alternative plan that is acceptable to the Department.

- 4) A local health department's failure to follow an approved or prescribed plan of correction shall be grounds for suspension or revocation of a grant agreement. Such action by the Department shall consider the local health department's degree of noncompliance with this Part, the duration of the noncompliance, the local health department's efforts to address the noncompliance, and the extent to which

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED RULES

the noncompliance jeopardizes the public's health and safety.

Section 615.230 Waiver of Requirements

- a) A certified local health department may apply to the Department for a temporary waiver of any requirement of this Part. The local health department shall submit a written application which describes and attests that:
 - 1) the need for a waiver is due to conditions or circumstances beyond the reasonable control of the local health department; and
 - 2) fulfilling the requirement at this time would jeopardize compliance with a higher priority activity needed to protect the health and safety of residents within the local health department's jurisdiction.
- b) The Department may grant a waiver if it determines that the local health department meets the criteria specified in subsection (a) of this Section. The Department shall notify the local health department of its decision within 10 working days of receipt of the request.

- 1) If a waiver is granted, it shall be granted for a six-month period or until the conditions or circumstances referred to in subsection (a) of this Section are remedied, whichever is sooner.

- 2) The Department may extend a waiver for two additional six-month periods. All requests for extension of waiver shall be received by the Department at least 15 working days prior to the expiration of the waiver period.

A) The first extension of the waiver may be made if the Department determines, on the basis of a written explanation from the local health department, that reasonable progress has been made and the local health department can be expected to be in compliance with the waived requirement on or before the conclusion of the first extended waiver period.

B) The second extension of waiver may be made if the Department determines, on the basis of a written explanation from the local health department, that reasonable progress has been made and the local health department can be expected to be in compliance with the waived requirement on or before the conclusion of the second extended waiver period. The explanation shall include the expected dates for completion and the reasons why the local health department was unable to achieve compliance within the first extension period.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED RULES

- c) The Department may review the local health department for compliance upon the expiration of the waiver period or upon request of the local health department. Such review may include an on-site inspection.

SUBPART C: PROGRAM STANDARDS

Section 615.300 Infectious Diseases

- a) In order to protect the citizens within its jurisdiction from contracting and transmitting infectious diseases, the local health department shall perform a comprehensive infectious diseases control program.
- b) For each Class I and Class II disease listed in Section 690.100 of the Control of Communicable Diseases Code (77 Ill. Adm. Code 690), the local health department, in consultation with the Department, shall establish a goal every five (5) years for a maximum incidence of that disease per 100,000 people. These goals shall be based on a consideration of the current status of disease in the jurisdiction, resources (local, State, and federal) available to the local health department, and national ("Healthy People 2000") goals.

- c) The local health department shall undertake the following activities, in accordance with the Control of Communicable Diseases Code (77 Ill. Adm. Code 690), the Control of Sexually Transmissible Diseases Code (77 Ill. Adm. Code 693), and the AIDS Confidentiality and Testing Code (77 Ill. Adm. Code 697), in order to control the spread, reduce the incidence, and prevent Class I and Class II diseases within its jurisdiction.

- 1) Investigation shall be initiated on all reported cases (or suspected cases) of Class I and Class II diseases within one working day (Class I) and 3 working days (Class II) of receipt of the report.

- 2) For reported cases involving HIV, sexually-transmitted diseases and bloodborne diseases, consultation/counseling shall be provided to an annually negotiated percentage of investigated cases and contacts to cases that consent.

- 3) For reported cases involving HIV, sexually-transmitted diseases and bloodborne diseases, partner notification services shall be provided to an annually negotiated percentage of investigated cases and contacts to cases that consent.

- 4) For reported cases involving Tuberculosis and sexually-transmitted diseases, an annually negotiated percentage of reported cases receiving treatment for infectious diseases shall complete the course of therapy included within a list of Department-approved guidelines for prevention and treatment of Tuberculosis and sexually-transmitted diseases.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED RULES

- 5) For reported cases involving Tuberculosis and sexually-transmitted diseases, an annually negotiated percentage of identified contacts to cases shall be placed on, and complete, the course of preventive therapy included within a list of Department-approved guidelines for prevention and treatment of Tuberculosis and sexually-transmitted diseases.
- 6) Public health infectious disease clinics shall be conducted in accordance with the United States Public Health Service's "Sexually Transmitted Diseases Clinical Practice Guidelines (May 1991)" or Appendix A of this Part, "Recommended Policies and Procedures for Immunization Clinics".
- 7) A system to monitor the status of Class I and II infectious diseases, including reporting, and a system to estimate the incidence, prevalence and demographic characteristics of cases that occur in the community shall be implemented and maintained.
- 8) Screening for Tuberculosis and HIV shall be conducted as determined by the results of a needs assessment of the community. If the needs assessment does not address this issue, goals for such screening shall be annually negotiated with the Department based upon a consideration of the current status of disease in the jurisdiction, resources (local, State, and federal) available to the local health department, and national ("Healthy People 2000") goals.
- 9) Ongoing immunization clinics shall be developed and maintained as a local service. Ongoing clinics should be of such number and frequency so as to provide for immunizations as recommended in Appendix A of this Part, "Recommended Policies and Procedures for Immunization Clinics", and to assist schools to comply with Section 27-8.1 of The School Code (Ill. Rev. Stat. 1991, ch. 122, par. 27-8.1) [105 ILCS 5/27-8.1]. During outbreaks, special immunization clinics shall be provided, of such number and frequency as needed, to control the spread of disease. Documentation shall be maintained regarding the clinics held by site(s) and dates; numbers immunized; and vaccine used or distributed by vaccine type, client ages, and the nature of the vaccinations, e.g., primary series or booster shot.
- 10) A plan shall be developed and implemented to survey the immunization status of the population in the local jurisdiction. The local health department shall assist and support the completion of annual surveys of selected populations, i.e., school enterers, special age groups or communities. Survey results should be used to plan and conduct activities to increase immunization levels to at least 90 percent for specific diseases. Subsequent surveys should show the same or higher levels of immunity.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED RULES

- 11) Distribution and use of biologics provided by the Department shall be performed in accordance with the United States Public Health Service "Recommendations of the Immunization Practices Advisory Committee (ACIP)" (as published in "Standards for Pediatric Immunization Practices" (February 1993), United States Public Health Service "Sexually Transmitted Diseases Treatment Guidelines" (September 1989) or United States Public Health Service "Sexually Transmitted Diseases Clinical Practice Guidelines" (May 1991).
 - 12) An accounting for biologics provided by the Department shall be reported monthly to the Department on form IL482-00702.
 - 13) Procedures shall be implemented that assure that the amount of State-supplied vaccine unaccounted for or wasted on an annual basis is less than 3 percent.
 - 14) All known adverse events following administration of vaccines shall be investigated, and a Vaccine Adverse Events Reporting System (VAERS) form (see Section 615.110 (a), Incorporated Materials) shall be completed and submitted to the Department.
 - 15) Sufficient, qualified personnel shall be available to conduct activities pursuant to this Section. Program management personnel shall complete the Centers for Disease Control home study course on communicable disease control or equivalent approved by the Department within six (6) months of conducting activities, and shall attend related training programs annually.
 - 16) Records which contain information which identifies or could lead to the identity of cases, case contacts, counseling clients, screening participants, or vaccine recipients shall be strictly confidential and shall not be released except as provided in applicable State and federal statutes and rules or with written consent of the person to whom the records related.
- d) Notwithstanding activities conducted pursuant to subsection (c) of this Section, local health departments shall adhere to the requirements of the Control of Communicable Diseases Code (77 Ill. Adm. Code 690), the Control of Sexually Transmissible Diseases Code (77 Ill. Adm. Code 693), the AIDS Confidentiality and Testing Code (77 Ill. Adm. Code 697).
- e) The annually negotiated percentages agreed upon between the Department and the local health department for activities described in subsection (c) of this Section shall be based on current status of disease in the jurisdiction, resources (local, State, and federal) available to the local health department, federal initiatives and national ("Healthy People 2000") goals. The annually negotiated percentages shall not result in a lower overall rate of completion of each activity than the overall rate achieved in the previous year.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED RULES

- f) Documentation of activities conducted pursuant to this Section shall be maintained by the local health department and shall be available for review by the Department upon request.

Section 615.310

Food Protection

- a) In order to protect the citizens within its jurisdiction from contracting and transmitting foodborne diseases, the local health department shall perform a comprehensive food protection program.

- b) The local health department shall undertake the following activities to identify, reduce, and whenever possible, eliminate factors which may cause foodborne illnesses in order to reduce the incidence of foodborne illnesses.

- 1) Programs shall be conducted in accordance with a local ordinance that incorporates by reference or includes provisions at least as stringent as the Department's Food Service Sanitation Code and Retail Food Store Sanitation Code (77 Ill. Adm. Code 750 and 760) and includes enforcement authority, or in accordance with a written agreement with the Department which designates the local health department as an agent of the Department.

- 2) Current listings of all food service establishments and retail food stores as defined in the Food Service Sanitation Code or the Retail Food Store Sanitation Code shall be identified and maintained.

- 3) For each facility, the local health department shall assess the relative risks of causing foodborne illness; classify each facility as high risk, medium risk, or low risk; and annually verify the classification of each facility.

- A) "High risk" means that a facility presents a high relative risk of causing foodborne illness based on the large number of food handling operations typically implicated in foodborne outbreaks and the type of population served by the facility. The following criteria shall be used to classify high risk facilities:

- i) whenever cooling of potentially hazardous foods occurs as part of the food handling operations at the facility;
- ii) when potentially hazardous foods are prepared hot or cold and held hot or cold for more than 12 hours before serving;
- iii) if potentially hazardous foods which have been previously cooked and cooled must be reheated;

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED RULES

- iv) when preparing potentially hazardous food for off-premises service for which time-temperature requirements during transportation, holding and service are relevant;

- v) whenever complex preparation of foods, or extensive handling of raw ingredients with hand contact for ready-to-eat foods, occurs as part of the food handling operations at the facility;

- vi) if vacuum packaging and/or other forms of reduced oxygen packaging are performed at the retail level; or

- vii) whenever serving immunocompromised individuals, where these individuals comprise the majority of the consuming population.

- B) "Medium risk" means that a facility presents a medium relative risk of causing foodborne illness based upon few food handling operations typically implicated in foodborne illness outbreaks. The following criteria shall be used to classify medium risk facilities:

- i) If hot or cold foods are not maintained at that temperature for more than 12 hours and are restricted to same day service;

- ii) If preparing foods for service from raw ingredients uses only minimal assembly; and

- iii) foods served at an establishment that require complex preparation (whether canned, frozen, or fresh prepared) are obtained from approved food processing plants, (high risk) food service establishments or retail food stores.

- C) "Low risk" means a facility presents a low relative risk of causing foodborne illness based upon few or no food handling operations typically implicated in foodborne illness outbreaks. The following criteria shall be used to classify low risk facilities:

- i) only pre-packaged foods are available or served in the facility, and any potentially hazardous foods available are commercially pre-packaged in an approved food processing plant;

- ii) only limited preparation of non-potentially hazardous foods and beverages, such as snack foods and carbonated beverages, occurs at the facility; or

DEPARTMENT OF PUBLIC HEALTH

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED RULES

NOTICE OF PROPOSED RULES

- iii) only beverages (alcoholic or non-alcoholic) are served at the facility.
- D) The Department recognizes that the local health department's experience with a facility is an important factor in assessing the relative risk of foodborne illness for the public. A local health department may reclassify a facility based upon its experience with the facility (e.g., inspection history, number and frequency of violations and their severity, corrective action, etc.) if, in its opinion, a health hazard will not result from such reclassification or such reclassification will provide better protection for the public. The basis for this decision must be documented and be available for Department inspection.
- 4) Facilities shall be inspected at least as often as prescribed by the following schedule. Inspections of all facilities shall include Hazard Analysis Critical Control Point (HACCP) concepts in accordance with Section 750.10 of the Food Service Sanitation Code.
- A) High risk facilities shall receive three inspections per year, or two inspections per year if one of the following conditions is met:
- a certified food service manager is present at all times the facility is in operation; or
 - employees involved in food operations receive a HACCP training exercise, in-service training in another food service sanitation area, or attend an educational conference on food safety or sanitation.
- B) Medium risk facilities shall receive one inspection per year.
- C) Low risk facilities shall receive one inspection every two years.
- 5) Plan reviews and pre-operational inspections shall be conducted, as appropriate, for new and extensively remodeled facilities.
- 6) Follow-up inspections, consultation and enforcement actions shall be conducted as necessary to ensure correction of deficiencies and violations of applicable ordinances, agreements, or rules.
- 7) A surveillance and control system shall be established to monitor, identify and record instances of foodborne disease; to detect sources of contamination; to establish factors that contribute to outbreaks; and to recommend preventive and

control measures and take appropriate action to prevent further spread of disease. Hazardous food shall be identified and its distribution shall be restricted in accordance with procedures that include the following:

- identification of and prohibition against foods that are unsafe and pose a potential threat to health and safety;
 - hold or embargo authority, criteria for destruction of adulterated or contaminated foods, and notification of recalls;
 - investigation of facilities upon receipt of complaints following events such as fire, natural disaster, and other occurrences which may compromise food safety; and
 - establishment of a system to encourage community reporting of foodborne illness to the local health department, which will notify the Department within 24 hours of occurrence.
- 8) Information shall be provided to the general public concerning prevention of foodborne illness and describing proper ways for storing, preparing, canning, preserving, and serving food. Information shall be made available to primary and secondary schools to instruct children regarding food sanitation, personal hygiene and related subjects.
- 9) A program describing the proper ways of storing and preparing food, and the necessity for reporting illness, which is designed especially for food establishment managers and personnel, shall be provided.
- 10) Self-evaluation/quality assurance reviews shall be conducted annually to determine compliance with this Section and to evaluate the effectiveness of food protection activities within the jurisdiction of the local health department.
- 11) A written report of the self-evaluation/review shall be prepared and submitted to the Department annually and shall include the following:
- number and percent of facilities having operations that frequently contribute to foodborne disease outbreaks (i.e., high risk facilities);
 - number and percent of facilities with identified factors or violations that could contribute to foodborne disease outbreaks;
 - average number of factors or violations per food establishment which could contribute to foodborne illness.

DEPARTMENT OF PUBLIC HEALTH

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED RULES

NOTICE OF PROPOSED RULES

c) Sufficient qualified personnel shall be available for the local health department to conduct activities pursuant to this Section.

- 1) At least one supervisor or training officer shall be standardized and certified biennially in food safety practices and food sanitation by the United States Food and Drug Administration (FDA) certified State Evaluation Officers.
- 2) New program staff shall complete either a Department-provided or Department approved initial orientation and training program during the first year of employment.
- 3) All personnel shall attend at least five hours of Department approved training each year.
- d) Documentation of activities conducted pursuant to this Section shall be maintained by the local health department and shall be available for review by the Department upon request.

Section 615.320

Potable Water Supply

- a) In order to protect the people within its jurisdiction from contracting and transmitting waterborne disease, the local health department shall establish a program to assure provision of safe, potable supplies of water for drinking, culinary, and sanitary purposes. The focus of this potable water supply program shall be non-community, semi-private and private water supplies; however, during a water emergency requiring public notice, the local health department should assure provision of potable water for all of its constituents.
- b) The following activities shall be provided by the local health department to ensure an effective potable water supply program:

- 1) The potable water supply program shall be conducted pursuant to a local ordinance that incorporates by reference the Illinois Water Well Construction Code (77 Ill. Adm. Code 920) and the Illinois Water Well Pump Installation Code (77 Ill. Adm. Code 925) and includes enforcement authority, or pursuant to a written agreement with the Department which designates the local health department as an agent of the Department.
- 2) Current listings of names and addresses of all non-community public water supplies shall be maintained, and the Department shall be notified on forms provided by the Department within 30 days of the date the local health department becomes aware of any address or ownership changes.
- 3) A routine water sampling program shall be established and maintained for all non-community public water supplies in accordance with the Drinking Water

Systems Code (77 Ill. Adm. Code 900).

- 4) All non-community public water supplies which have been originally surveyed shall be inspected and sampled at least every two years. A copy of all completed inspection reports indicating results of samples collected at the time of inspection and results of all samples collected since the last inspection, along with Department data forms, shall be forwarded to the Department within 14 days of completion of an inspection.
- 5) The owner of any non-community public water supply that is not in conformance with the construction, location, and operational (including sampling) requirements of the Drinking Water Systems Code shall be notified of the violations and ordered to correct them within a specified time. At the end of this time, a reinspection shall be made to ensure that all violations have been corrected. If they have not been corrected, enforcement action shall commence.
- 6) All requests for inspection or sampling pertaining to any existing semi-private or private water supply under the local health department's jurisdiction shall be evaluated regarding its public health significance. Requests determined to have a valid public health purpose shall be inspected within 7 days and a written report shall be made, as follows:
 - A) Semi-private water supplies shall be inspected and sampled upon request of the owner or occupant. The owner and occupant shall be informed of the results of the inspection and any sample analyses. If the water supply is not in conformance with the Public Area Sanitary Practice Code (77 Ill. Adm. Code 895) the owner shall be notified of the violations and ordered to correct them within a specified time. At the end of this time, a reinspection shall be made to ensure that all violations have been corrected. If they have not been corrected, enforcement action shall commence.
 - B) Existing private water supplies shall be inspected and sampled upon request of the owner, who shall be informed of the results of the inspection, interpretation of sample analyses, and recommended measures to correct all problems or violations of the Illinois Water Well Construction Code, Surface Source Water Treatment Code (77 Ill. Adm. Code 930) or the Illinois Water Well Pump Installation Code.
- 7) A permit shall be issued prior to the construction of any new water well, after review and determination that the application and proposed construction are in compliance with the Illinois Water Well Construction Code or approved ordinance. Within 30 days of issuing each water well permit, the local health

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED RULES

department shall submit to the Illinois State Water Survey the information listed in Section 920.130(b) of the Illinois Water Well Construction Code. A permit to construct a well to serve a non-community public water system shall be issued only after the Department has first permitted all other aspects of the non-community system, as required in the Drinking Water System Code.

- 8) At least one inspection of all new water wells for which a permit has been issued shall be conducted. A sample shall be collected from all new potable water wells, unless the local health department ensures that the homeowner or his agent will collect and submit a sample to a certified laboratory. The owner shall be informed of the results of the inspection, interpretation of sample analyses, and recommended measures to correct all problems or violations of the Illinois Water Well Construction Code, the Surface Source Water Treatment Code, or the Illinois Water Well Pump Installation Code. All violations shall be corrected or enforcement action shall be initiated.

- 9) Information concerning water sampling; design, construction and operation of water supplies; and hazards of cross-connections shall be provided to the public upon request. Such education may be in the form of oral presentations or may include the distribution of materials provided by the Department or by the local health department concerning these topics.

- 10) Written variances shall be issued for all private, semi-private, and non-community public water supplies in accordance with variance requirements of the applicable rules of the Department, and a copy of the variance that includes the rationale for any variance shall be submitted to the Department on a quarterly basis.

- 11) Property owners shall be advised of the requirements and need for proper sealing of abandoned wells; where a new well is being constructed to replace an existing well, this advice may be provided to the property owner by the licensed well driller. The sealing of all abandoned wells shall be inspected and all located abandoned wells shall be determined to have been properly sealed in accordance with the Illinois Water Well Construction Code, or enforcement action shall be taken.

- 12) All water well construction logs and all water well sealing forms shall be submitted to the Illinois State Water Survey within 30 days of receipt. By February 1 of each year, the local health department shall submit to the Department a summary of all permits issued and wells sealed during the previous calendar year.

- 13) Any person who has drilled a water well within the jurisdiction of the local

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED RULES

health department without being properly licensed in accordance with the Illinois Water Well Contractors Licensing Act (Ill. Rev. Stat., ch. 111, par. 7101 et seq.) [225 ILCS 245] shall be referred to the Department. The local health department shall also provide the Department with a copy of correspondence to any well driller or pump installer concerning violations of the Illinois Water Well Construction Code and the Illinois Water Well Pump Installation Code.

- 14) A disease surveillance system that monitors and identifies instances of waterborne disease, detects sources of contamination, establishes factors that contribute to outbreaks, recommends preventive and control measures and takes appropriate action to prevent further spread of disease shall be established. The system shall promote notification of waterborne illness to the local health department, which in turn shall notify the Department within 24 hours.

- c) Sufficient qualified personnel shall be available to conduct activities pursuant to this Section.

- 1) New program staff shall complete a Department-provided initial orientation and training program during the first year of employment.

- 2) All personnel shall attend at least three hours of Department-approved training annually.

- d) Documentation of activities conducted pursuant to this Section shall be maintained by the local health department and shall be available for review by the Department upon request.

Section 615.330

Private Sewage Disposal

- a) In order to protect the people within its jurisdiction, the local health department shall establish a program to prevent the transmission of disease organisms, environmental contamination, and nuisances resulting from improper handling, storage, transportation and disposal of sewage from private sewage disposal systems.

- b) The following activities shall be provided by the local health department to ensure an effective private sewage disposal program:

- 1) The program shall be conducted pursuant to a local ordinance that incorporates by reference or includes provisions at least as stringent as the Private Sewage Disposal Code (77 Ill. Adm. Code 905) and includes enforcement authority, or pursuant to a written agreement with the Department which designates the local health department as an agent of the Department.

- 2) In coordination with appropriate State and local agencies, long and short range

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED RULES

plans should be developed to guide private sewage disposal system use for the protection of the environment and protection of the health of the people within its jurisdiction.

- 3) All subdivision plats which are to utilize private sewage disposal systems shall be reviewed and approved.
 - 4) All new, altered, repaired or replaced private sewage disposal systems shall be reviewed and approved prior to construction as provided in the Private Sewage Disposal Code or in local ordinances.
 - 5) Inspections adequate to confirm that systems conform to application plans and specifications shall be conducted of all private sewage disposal system installations. An inspection form with a drawing of the system shall be completed.
 - 6) To ensure that septage within the local health department's jurisdiction is properly transported, stored and disposed of, an annual evaluation of all septage hauling equipment, storage facilities and land disposal sites shall be conducted.
 - 7) Complaints of improper private sewage disposal shall be investigated within ten (10) working days.
 - 8) When deficiencies have been identified, voluntary compliance shall be sought in accordance with the ordinance or agreement.
 - 9) Continued noncompliance shall result in enforcement action in accordance with the ordinance or agreement.
 - 10) Educational materials regarding the proper handling and disposal of sewage shall be made available to the public upon request.
- c) Sufficient qualified personnel shall be available to conduct activities pursuant to this Section.
- 1) New program staff shall complete a Department-provided initial orientation and training program during the first year of employment.
 - 2) All personnel shall attend at least three hours of Department-approved training annually.
 - d) Documentation of activities conducted pursuant to this Section shall be maintained by the local health department and shall be available for review by the Department upon request.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED RULES

Section 615.340 Common Requirements

All activities performed under this Part shall be governed in all respects by the laws of the State of Illinois. Personnel performing the programs described in this Subpart shall meet the applicable requirements of the Medical Practice Act of 1987 (Ill. Rev. Stat. 1991, ch. 111, par. 4400-1 et seq.) [225 ILCS 60]; the Illinois Nursing Act of 1987 (Ill. Rev. Stat. 1991, ch. 111, par. 3510 et seq.) [225 ILCS 65]; and the Environmental Health Practitioner Registration Act [225 ILCS 37].

SUBPART D: DUE PROCESS

Section 615.400 Denial, Suspension or Revocation of Grant Application or Grant Agreement

- a) The Director, after notice and opportunity for hearing, may deny the application for grant funds or suspend or revoke the grant agreement of any local health department in any case in which the Director finds substantial or continued failure to comply with this Part. If, however, the Director finds that the public interest, health, safety, or welfare requires emergency action and if the Director incorporates a finding to that effect in the order, summary suspension of a grant agreement may be ordered pending proceedings for revocation. Such proceedings shall be promptly instituted and promptly determined.
- b) Such notice shall be made by certified mail or by personal service and shall set forth the particular reasons for the proposed action and provide the local health department with an opportunity to request a hearing. If a written hearing request is not received with 10 days of receipt of the notice by the local health department, the right to a hearing is waived.

Section 615.410 Procedures for Hearings

The Rules of Practice and Procedure in Administrative Hearings, 77 Ill. Adm. Code 100, shall apply to all proceedings conducted under this Part and any grant agreement executed pursuant to this Part.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED RULES

Section 615.Appendix A Recommended Policies and Procedures for Immunization Clinics

CONTENTS

Introduction

General Policies

Clinic Procedures

Emergency Procedures

Childhood Immunization Schedule Based on ACIP and/or AAP Recommendations

Vaccines and Toxoids Recommended for Healthy Adults in General, by Age Group

Immunization Requirements for Compliance with School Code

Immunization Requirements for Compliance with the College/University Law

Immunizing Agents:

Diphtheria, Tetanus, Pertussis (DTP)

Tetanus, Diphtheria (Td)

Oral Polio Vaccine (OPV)

Enhanced Potency Inactivated Polio Vaccine (E-IPV)

Measles, Mumps and Rubella (MMR, etc.)

Haemophilus b Conjugate Vaccine (HbCV)

Influenza

Pneumococcal Polysaccharide (23-valent)

Hepatitis B (Recombinant)

Medical Authorization

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED RULES

Section 615.Appendix A Recommended Policies and Procedures for Immunization Clinics
(Continued)

INTRODUCTION

a) The policies and procedures contained in this publication are a standardized guide for health care personnel who have a role in ensuring children and adults are protected against the vaccine-preventable diseases. It is recognized that local health board policies may warrant minor deviations from these guidelines.

b) The policies and procedures found within are in accordance with the recommendations of the U.S. Public Health Service's Immunization Practices Advisory Committee (ACIP), American Academy of Pediatrics (AAP) and/or the Illinois Department of Public Health (IDPH). It is important to refer to the ACIP recommendation for additional information about each of the recommended vaccines. Clinic personnel should also consult the manufacturers' package enclosures for instructions regarding storage, handling, dosage and administration of specific vaccines.

c) It is recommended that the contents of this publication be placed into a loose-leaf binder to permit insertion of updated information that may be periodically issued.

d) It is the responsibility of all clinic staff to be familiar with the contents of this manual.

e) Not all vaccines included in this publication are provided by the Illinois Department of Public Health (e.g. Enhanced-Potency Inactivated Poliovirus Vaccine, Influenza and Pneumococcal Polysaccharide Vaccines). Some vaccines provided by the Illinois Department of Public Health are limited to certain age groups and high-risk groups (Hepatitis B Vaccine).

GENERAL POLICIES

a) Policies for immunizations shall be established and reviewed annually by the nursing director, medical advisor and local health board. The medical advisor shall review and sign annually the medical/standing orders. A copy of the policies and orders shall be available at each clinic site. A standing order shall designate specifically who can administer vaccine and implement standing orders.

b) Medical orders shall be supplemented as needed with the recommendations of the U.S. Public Health Service Immunization Practices Advisory Committee (ACIP). Please note that the vaccine manufacturers' package inserts are acceptable sources of information concerning vaccine storage, reconstitution and administration, but they should not be used for determining contraindications since they may not be consistent with the ACIP and American Academy of Pediatrics (AAP) recommendations.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED RULES

Section 615.Appendix A Recommended Policies and Procedures for Immunization Clinics
(Continued)

- c) A clinic manual containing up-to-date ACIP recommendations shall be available for staff to use as a reference.
- d) Clinics shall be conducted at times and places that to assure convenient access to clients.
- e) Clinic staff should consist of at least one registered nurse (R.N.) in charge of the clinic, at least one other adult to assist the nurse, and additional adult assistants depending on the number of persons to be served. All clinic personnel should receive an orientation to immunization policies, procedures and emergency care. It is recommended that the person administering the vaccine be an R.N.
- f) Written emergency procedures shall be readily available and visible to clinic staff in each room where vaccine is administered. The name and phone number of the physician on-call must be indicated on the form.
- g) A clinic emergency kit shall be available and staff shall be aware of its location. At least one individual should be designated to check and update the contents of the kit every month.
- h) Health histories shall be taken on each client before administering a vaccine. Routine physical examinations or temperature determination are not prerequisites for vaccinating infants and children who appear to be in good health. Asking the parent or guardian if the child is ill, postponing vaccination in those with moderate or severe febrile illnesses and immunizing those without contraindications to vaccination are appropriate procedures for childhood immunization.
- i) When medical advice is needed to determine if a particular individual should be vaccinated, the person's physician shall be consulted. The agency's medical advisor may also be consulted.
- j) Individuals who have a condition that necessitates special caution due to the potential for an adverse event (e.g. unstable neurologic conditions, congenital immunodeficiencies, malignancies or receiving immunosuppressive therapy) or contraindicates receipt of a particular vaccine shall be referred to their private physician for appropriate immunization. A vaccination requested by a private physician on referral, but is contraindicated per these policies and procedures shall not be administered, and the physician shall be informed accordingly.
- k) Each parent or legal guardian of a child to be immunized will be informed of possible adverse reactions to the particular vaccine administered and instructed to contact the clinic and/or the

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED RULES

Section 615.Appendix A Recommended Policies and Procedures for Immunization Clinics
(Continued)

- child's physician in the event of a suspected adverse reaction. All adverse reactions meeting the requirements set forth by the Vaccine Adverse Event Reporting System form, "Standards for Pediatric Immunization Practices," National Center for Prevention Services, Information Services Mail Stop E-06, Centers for Disease Control and Prevention, Atlanta, Georgia 30333-4018, shall be documented and reported to the IDPH.
- l) The most current "Vaccine Information Pamphlet" (V.I.P.) or "Important Information Statement" (I.I.S.) for the specific vaccine to be administered shall be provided to clients. Signed acknowledgment that the client has read the form(s) shall be obtained from each individual to be immunized, or from the parent or legal guardian for a minor child. The client receives the informational portion of the forms and the health care provider retains the signed acknowledgment for at least 10 years.
- m) The agency should contact the local state's attorney for an opinion on who can legally sign the "V.I.P." or "I.I.S." for a minor in lieu of the parent or legal guardian.
- n) For each vaccine administered, the client shall receive a personal immunization record (Illinois Immunization Record Card), or have their existing record updated. Encourage clients to preserve these records.
- o) The agency shall maintain a record of each client's immunization history. The agency should develop a tickler file system to identify children's future immunization needs and to contact parents to remind them their children require immunization. The clinic should periodically evaluate the effectiveness of its recall/reminder system.
- p) The clinic shall submit the "Vaccine Accountability Form" and "Vaccine Request Form" to appropriate IDPH Regional Immunization Program staff no later than the 5th of each month. The IDPH Central Office must receive the form from Regional Immunization Program staff by the 10th of each month.
- q) There is no objection to home administration of vaccines provided the procedure is consistent with standing orders or other medical orders and all procedures related to vaccine handling, explanation of benefits and risks of immunization, precautions, contraindications and emergency provisions are adhered to.
- r) The agency shall prominently display information indicating that no one will be denied an immunization for failure to pay the administration fee or make a donation.
- s) The agency shall administer immunizations according to a schedule that complies with ACIP

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED RULES

Section 615.Appendix A Recommended Policies and Procedures for Immunization Clinics
(Continued)

- and/or IDPH recommendations.
- l) Pregnancy in a parent or household contact of any person needing immunization(s) is not a contraindication for administering a vaccine.
 - u) The public will be informed of immunization services by pamphlets, news releases and interagency notification and referral.
 - v) The agency will use the "Standards for Pediatric Immunization Practices," National Center for Prevention Services, Information Services Mail Stop E-06, Centers for Disease Control and Prevention, Atlanta, Georgia 30333-4018, in developing policies and practices for providing immunization services. These standards represent the ideal principles to reach the goal of completely immunizing at least 90% of all children by their second birthday.

CLINIC PROCEDURES

- a) Interviewing Prior to Vaccine Administration
 - 1) Use a written contraindication checklist to standardize the screening of vaccine recipients prior to immunization.
 - 2) Determine vaccines needed and record these on appropriate forms.
 - 3) Flag the records of children who have immunizations postponed to remind clinic staff to complete the immunization schedule at the next available opportunity.
 - 4) When administration of a vaccine normally given in a series of doses is interrupted, do not restart the series; continue the sequence to completion of the schedule.
Interrupting the recommended schedule does not reduce the level of immunity reached on completion of the primary series. If no specific vaccination history is available, start the series from the beginning. Make every effort to retrieve a record of the patient's immunization history before starting the series over.
 - 5) Obtain a history of allergies. Refer individuals allergic to any of the specific vaccine components listed on the "V.I.P.," "I.I.S." or package insert to their private physician for appropriate evaluation and disposition regarding administration of vaccine.
 - 6) Persons with a history of anaphylactic reactions (swelling of the mouth and throat, difficulty with breathing, hypotension and shock) following egg ingestion should

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED RULES

Section 615.Appendix A Recommended Policies and Procedures for Immunization Clinics
(Continued)

- receive vaccines grown in cell cultures of chick embryo (measles, mumps, yellow fever and influenza vaccines) only with extreme caution. Asking persons whether they can eat eggs without adverse reactions is a reasonable way to screen for those who might be at risk to reactions, due to egg allergy, from measles, mumps, yellow fever and influenza vaccines.
- 7) Individuals who have experienced a DTP reaction, which may contraindicate additional doses, require a full medical evaluation before subsequent doses of DTP vaccine. If referring to a physician, inform clients that pediatric DT vaccine is not a state-supplied biologic.
 - 8) Minor, non-febrile illnesses, such as upper respiratory infections, do not contraindicate vaccination. If fever is suspected, measure temperature as appropriate. For the child with an acute illness, base immunization on a medical evaluation of the child's illness.
 - 9) Antibiotic therapy is not, in itself, a contraindication to receiving a vaccine.
 - 10) For postpubertal females in need of MMR (or any combination of measles, mumps and rubella) vaccine, observe reasonable precautions:(1) ask the women if they are pregnant, (2) exclude those who say they are and (3) explain the theoretical risk of teratogenicity from rubella vaccination and counsel them not to become pregnant for three months after vaccination. These vaccines can be administered safely to the children of pregnant women, since persons immunized with MMR vaccine can shed, but not transmit these viruses.
 - 11) Have the individual (if at least age 18 or an emancipated minor), or the parent or legal guardian for a minor child, read and sign the appropriate "V.I.P." or "I.I.S."
 - 12) If an individual is scheduled to receive OPV, inquiry whether they or any household contact has an altered immune system. Since OPV is a live virus vaccine, which can be excreted in the stool (feces) for 4 to 6 weeks after vaccine receipt, administration of OPV to a immunosuppressed person, or those who reside with them, is medically contraindicated. Stress the importance of family members practicing proper handwashing techniques during this period.
- b) Signing and Completing the "V.I.P." and "I.I.S." (Informed Consent):
 - 1) Use the most recent "V.I.P." or "I.I.S."

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED RULES

Section 615.Appendix A

Recommended Policies and Procedures for Immunization Clinics
(Continued)

- 2) The parent or legal guardian must sign the "V.I.P." or "I.I.S." As stated under the "General Policies" section, the agency should have a policy designating who can sign this pamphlet or form in lieu of the parent or legal guardian.

[AGENCY NOTE: Individuals with foster children must contact the Department of Children and Family Services for written authorization for immunization prior to the clinic visit.]

- 3) Give the parent or legal guardian a reasonable length of time to read the "V.I.P." or "I.I.S.". Ask if they have read the "V.I.P." or "I.I.S." and give them an opportunity to ask questions.
- 4) The parent or legal guardian should sign the last page of the "V.I.P." or the bottom portion of the "I.I.S." in ink prior to vaccine administration. The signature should be legible.
- 5) Retain the signed portion of the "V.I.P." (Vaccine Administration Record) or "I.I.S." in the client's records for at least 10 years.
- 6) Indicate the name of the clinic and phone number in the designated area on the "V.I.P." or on the "I.I.S."

c) Health Information Related to Immunization Should Include:

- 1) Information about the risk of disease and corresponding benefits of immunization against the disease. Copies of the "Who Needs Them - Everybody" pamphlet, or one with similar information, should be available for distribution.
- 2) The approximate length of protection of immunizing agents, the number of booster doses and the interval of their administration.
- 3) Written information about possible reactions or complications and procedures to follow if they occur, including a telephone number for reporting significant reactions.
- 4) Information regarding pain and fever control.
- 5) The date (month, day and year) and specific type(s) of vaccine administered entered on the standard "Illinois Immunization Record Card" (or its equivalent) or added to the parent's existing record card, and the importance of keeping immunization records and bringing them to each immunization visit.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED RULES

Section 615.Appendix A

Recommended Policies and Procedures for Immunization Clinics
(Continued)

- 6) The approximate return date for the next immunization (if applicable). If the clinic administers immunizations on an appointment basis, stress the importance of keeping the scheduled immunization appointment. Remind the parent or legal guardian to contact the clinic to reschedule the appointment cancelled due to the child's illness on the scheduled immunization date.
- d) Administration of Immunizing Agents
- 1) Healthy Individuals
 - A) No immunizations will be administered to anyone under 6 weeks of age.
 - B) One or more inactivated agents and one or more live, attenuated viral agents can be administered simultaneously at separate anatomic sites with the precautions that apply to each individual agent.
 - C) There are theoretical concerns that the immune response to one live-virus vaccine might be impaired if given within 4 weeks of another. Live-virus vaccines, such as MMR, OPV, and yellow fever, not administered on the same day should be given at least 4 weeks apart.
 - D) Adhere to the following guidelines for spacing live and killed antigens when administering the various vaccines:

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED RULES

Section 615.Appendix A Recommended Policies and Procedures for Immunization Clinics
(Continued)

Antigen combination	Recommended minimum interval between doses
≥ 2 Killed antigens	None. May be given simultaneously or at any interval between doses.
Killed and live antigens	None. May be given simultaneously or at any interval between doses.
≥ 2 Live antigens	4-week minimum interval if not administered simultaneously.

- E) Simultaneous administration of DTP #4, OPV #3, MMR #1 and HbCV #4 is recommended for children 15 months of age and older who are overdue for their first dose of MMR or whose return at 18 months is doubtful.
- [AGENCY NOTE: Administration of MMR #1 and HbCV #4 at 15 months and DTP #4 and OPV #3 at 18 months continues to be an acceptable alternative, especially for children with care givers generally compliant with other health care recommendations.]
- F) MMR vaccine (or vaccines containing these antigens) should not be given for at least 6 weeks, and preferably for three months, following the administration of immune globulin (IG). Inactivated vaccines can be given simultaneously or at any time before or after use of an IG product.
- G) TB skin testing may be done simultaneously with measles (MMR) vaccination, but should not be done for 4 to 6 weeks after administration of measles antigen. Live-virus vaccines, except oral polio, can interfere with the response to a tuberculin test.
- H) Whenever feasible, a client who is likely to be susceptible to measles, and/or rubella and/or mumps should receive simultaneous vaccinations against as many of these as apply. MMR is the preferred vaccine. Several studies have shown that mumps can occur in highly vaccinated populations, resulting in substantial numbers of cases among persons with histories of prior mumps vaccination. Although rubella vaccine failure has not been a major problem,

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED RULES

Section 615.Appendix A Recommended Policies and Procedures for Immunization Clinics
(Continued)

- the potential consequences of vaccine failure are substantial (e.g., congenital rubella syndrome), and MMR should provide an additional safeguard against such failures.
- I) Routine polio immunization shall be accomplished with oral polio vaccine (OPV) except in individuals for whom OPV is contraindicated (e.g., immunodeficient patients and their household contacts). Enhanced-potency inactivated polio vaccine (E-IPV) is indicated for children with contraindications to OPV. Agencies that do not have E-IPV available at their clinic should refer immunodeficient patients to their personal physician for vaccination. Household contacts of immunodeficient individuals should also receive E-IPV.
- J) Children should be immunized with oral polio vaccine even if the parents never received polio vaccine. Parents should be provided with information that, if unimmunized, children are at a very small risk of developing vaccine-associated paralysis. Ensuring prompt and complete immunization of the child is of overriding importance.
- K) Choose the site for intramuscular (IM) injections based on the volume of the material to be injected and the size of the muscle into which it is to be injected. In children younger than 1 year, the anterolateral aspect of the thigh is the largest muscle and the preferred site. In older children, the deltoid muscle is usually large enough for IM injection. Some physicians prefer to use the anterolateral thigh muscles for toddlers. Parents and children, however, often prefer the deltoid muscle for children 18 months and older because of less discomfort in the affected extremity and in ambulating. The upper, outer aspect of the buttocks should not be routinely used as a site of immunization for infants, children or adults because of the risk of injury to the sciatic nerve. For most IM injections, a 1 inch to 1 1/2 inch 22 or 23-gauge needle is recommended. Although use of a shorter needle may be possible for a lean infant, child or adult, a minimum of 1 inch is recommended to ensure delivery of the vaccine intramuscularly and not into the subcutaneous tissue. (Package inserts of the various vaccines provide recommended route and site(s) of administration).
- L) Subcutaneous (SC) injections can be given in the anterolateral aspect of the thigh or the outer aspect of the upper arm by inserting the needle in a pinched-up fold of skin and subcutaneous tissue. An acceptable alternative site

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED RULES

Section 615. Appendix A Recommended Policies and Procedures for Immunization Clinics
(Continued)

for toddlers is the fatty area of the anterolateral thigh (subcutaneous tissue). A 25-gauge needle 5/8 inch to 3/4 inch long is recommended. (Package inserts of the various vaccines provide recommended route and site(s) of administration).

- M) Administration of volumes of vaccine less than those recommended, such as split doses, can result in an inadequate response and leave the recipient susceptible. If a specific contraindication to DTP vaccine exists, the vaccine should not be given.

[AGENCY NOTE: The serologic response, clinical efficacy, and/or frequency and severity of adverse reactions due to variations in the recommended volume are not known.]

- N) For all SC and IM injections, aspirate after inserting the needle, but before injecting the vaccine. Pull back on the plunger slightly to make sure the needle has not entered a vein. If blood appears in the syringe, withdraw the needle and apply pressure to the puncture site to discourage bleeding. Insert the needle at another site and aspirate again, repeating the above process, if needed.

- O) The clinic nurse administering the vaccine, if different than the screener, should review the client's record again.

- P) Complete the "For Clinic Use Only" portion of the "V.I.P." and "I.I.S." and retain it in the client's record. Provide the rest of the "V.I.P." or "I.I.S." to the client and/or parent or legal guardian for informational purposes. Indicate the clinic's name and phone number at the conclusion of the "V.I.P." or "I.I.S." text. Instruct the client to notify the clinic if an unusual reaction occurs or questions arise.

2) Immunocompromised Individuals

Special consideration shall be given to immunocompromised children, such as those with congenital immunodeficiencies, HIV infection or malignancy, and recipients of immunosuppressive therapy.

- A) If polio immunization is indicated for immunosuppressed patients, their household members or other close contacts, these persons should be given IPV

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED RULES

Section 615. Appendix A Recommended Policies and Procedures for Immunization Clinics
(Continued)

rather than OPV.

- B) Short-term, low-to-moderate dose systemic corticosteroid therapy (less than 2 weeks); topical steroid therapy (e.g., nasal, skin); long-term alternate-day treatment with low to moderate doses of short-acting systemic steroids and intra-articular, bursal or tendon injection with corticosteroids are not immunosuppressive, and usual doses do not contraindicate live-virus vaccine administration. However, avoid live virus vaccines if systemic immune suppression results from prolonged oral or topical application. Refer children on long-term steroid therapy to their private physician.

3) Reimmunization

- A) There is no known risk in revaccinating persons already immune to any of the components of the MMR vaccine.

- B) Anyone with an uncertain or non-documented vaccine history should be reimmunized.

- C) Reimmunization is necessary if the patient:

- i) received killed measles vaccine
 - ii) received an unknown type of measles vaccine prior to January 1, 1968
 - iii) received live virus measles vaccine with immune globulin
 - iv) received single antigen measles, mumps and/or rubella vaccine, or any combination of them, before the first birthday
- D) Illinois law requires a second dose of measles vaccine, preferably in the form of MMR vaccine, for the following individuals:

- i) Children entering the 5th grade for the first time after July 1990
- ii) Children entering the 9th grade for the first time after July 1991.
- iii) Children entering at any grade level (K-12) after July 1993.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED RULES

Section 615. Appendix A Recommended Policies and Procedures for Immunization Clinics
(Continued)

- iv) Students entering a post-secondary educational institution for the first time after July 1990
- e) The following recommendations should be followed for the immunization of HIV-infected children:

Known HIV Infection

Vaccine	Asymptomatic		Symptomatic	
	yes	no	yes	no
DTP	yes	no	yes	no
OPV	yes	no	yes	no
IPV	yes	no	yes	no
MMR	yes	yes*	yes	yes*
HbCV	yes	yes	yes	yes
Pneumococcal	yes	yes	yes	yes
Influenza	no**	yes	yes	yes

*Should be considered.

**Not contraindicated. May be considered when special indications exist.

- f) In general, live virus vaccines should be administered no less than 3 months after all immunosuppressive therapy has been discontinued.
- g) Care and Storage of Biological Products
- 1) Store all biologicals according to the manufacturer's instructions during non-clinic hours. Maintain vaccines that require refrigeration at a temperature of 35° to 46° F. (2° to 8°C.). No biologicals should be stored in the refrigerator door.
 - 2) Monitor refrigerator temperatures at least weekly, preferably by utilizing a working, reliable temperature chart recorder. Change the chart weekly. Periodically check the readings of the temperature chart recorder against that of an accurate thermometer and calibrate accordingly.
 - 3) Transport biologicals in insulated containers with ice packs. Keep biologicals removed from refrigeration for the duration of a clinic session in a covered container with ice packs.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED RULES

Section 615. Appendix A Recommended Policies and Procedures for Immunization Clinics
(Continued)

- 4) Administer no biologicals beyond the expiration date. Check expiration dates of biologicals at least monthly and rotate stock to avoid outdated. Make contact with the IDPH Regional Immunization Program Specialist at least 1-2 months in advance if any short dated vaccine will not be used.
- 5) Incinerate, or autoclave, crush and then discard all biologicals that have expired or otherwise spoiled in a sanitary landfill. The incinerator should be one approved by the EPA for destruction of hazardous waste.
- 6) Use all biologicals requiring reconstitution within the appropriate time period (e.g. 8 hours for MMR vaccine) after reconstitution, or discarded. Keep reconstituted MMR (or vaccines containing these antigens) chilled and protected from light.
- 7) Prepare all individual doses of vaccine immediately before administration, and not at the beginning of the clinic. In the event they must be pre-filled for a mass clinic, fill the syringes immediately prior to the clinic. Store filled syringes in separate or divided containers or trays with type of vaccine clearly marked. Containers should be kept in the refrigerator or in an insulated cooler with a cold pack (e.g. frozen blue ice) at all times. Cover MMR vaccines to protect them from light.
- 8) Post a copy of the "Vaccine Storage and Handling Recommendations" on the refrigerator door housing the vaccine.
- 9) Follow the package insert instructions for those vaccines not routinely given at public clinics (e.g., yellow fever, cholera, etc.). Designated yellow fever vaccination centers should store the yellow fever vaccine at temperatures between 5° C(41° F) and minus 30°C (-22° F) -- preferably frozen, below 0° C(32°F) -- until it is reconstituted. Multiple-dose vials of reconstituted vaccine should be held at 5° to 10° C (41° to 50°F); unused vaccine should be discarded within 1 hour after reconstitution.
- h) Care and Disposal of Syringes and Needles
 - 1) Syringes and needles for vaccine injections must be sterile and should be preferably disposable to minimize the opportunity for contamination.
 - 2) Disposable syringes and needles should be placed into specially labeled rigid, puncture-resistant containers located as close as practical to the area in which they were used. To prevent needlestick injuries, needles should not be recapped, purposefully bent or broken by hand, removed from disposable syringes or otherwise

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED RULES

Section 615.Appendix A Recommended Policies and Procedures for Immunization Clinics
(Continued)

manipulated by hand. Contaminated syringes and needles must be incinerated or autoclaved prior to disposal according to EPA regulations regarding hazardous waste.
(35 Ill. Adm. _____)

EMERGENCY PROCEDURES

If no physician is present at the clinic, all persons authorized to give immunizations must be instructed to treat allergic and non-allergic reactions according to medical/standing orders, which should include the following:

- a) Local Reaction
 - 1) Symptoms: Bleeding and/or swelling at injection site.
 - 2) Location: Injection site.
 - 3) Cause: Mechanical.
 - 4) Treatment: Apply a cold compress using cold water with or without ice to the site of swelling. If there is any bleeding, apply gentle pressure with a dry, sterile gauze square and/or apply a bandaid.
- b) Psychological Reaction (fright resulting in fainting)
 - 1) Symptoms: Slow heart rate, sweating with pallor and rapid improvement with treatment below.
 - 2) Cause: Fear, apprehension, anxiety, etc.
 - 3) Treatment: If a patient feels faint, have him lie flat and elevate his feet or sit and lower his head if possible. If he becomes unconscious, turn his head to the side. Keep the patient flat on his/her back and loosen clothing. See that fresh air reaches him/her. Do not give liquids. You may wave smelling salts or aromatic spirits of ammonia under nose. Improvement should be rapid. After consciousness returns, keep patient lying quiet for at least 15 minutes. If faint feeling or unconsciousness lasts for more than a few minutes, contact clinic physician.
- c) Anaphylactic Shock

[AGENCY NOTE: Try to remove anxious patients you suspect may faint from the view of others to be immunized. This will help prevent fright and possible fainting of others in the same area.]

The term anaphylaxis encompasses all immediate systemic

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED RULES

Section 615.Appendix A Recommended Policies and Procedures for Immunization Clinics
(Continued)

hypersensitivity reactions which may involve, in varying degrees, the skin, the respiratory tract, the cardiovascular system and the gastrointestinal system. (Adapted from the American Academy of Pediatrics, Redbook, 1991 edition)

- 1) Symptoms & Signs: The signs and symptoms of anaphylactic reactions vary and can be separated into those that are mild and involve the skin (pruritus, flush, urticaria, and angioedema) and those that are systemic. Systemic anaphylactic reactions are the most common, serious, and immediate reactions. Systemic anaphylaxis may occur within seconds to minutes after an injection of serum or vaccine; these reactions constitute a critical emergency. The signs and symptoms of systemic anaphylaxis, in addition to skin rash, include rhinitis and rhinorrhea; redness, edema, and tearing of the eyes; and serious and potential life-threatening reactions such as bronchospasm, laryngeal edema, shock and cardiovascular collapse.
- 2) Cause: Systemic allergic reaction with vasomotor collapse.
- 3) Treatment: Personnel administering vaccines (or other biologicals) should be prepared to treat anaphylaxis. This includes not only having the necessary medications on hand for immediate use, but also having immediate access to equipment to support the patency of the airway and to manage cardiovascular collapse. The competence of all staff should be at such a level that they can manage the situation properly. It is recommended that personnel be CPR trained.
 - A) Place individual flat on back without head support. Maintain an open airway by proper positioning and support of angles of the jaw. Keep mouth clear of secretions.
 - B) The emergency treatment of anaphylactic reactions is based on the type of reaction. However, in all instances, epinephrine is the primary drug. The mild symptoms of pruritus, erythema, urticaria and angioedema should be treated with epinephrine injected subcutaneously followed by diphenhydramine, hydroxyzine or other antihistamine given orally or parenterally. Epinephrine administration may be repeated within 15 to 20 minutes, either in the same or in a slightly smaller dose than given initially. If the patient improves under observation, without the progression of anaphylaxis, the attending physician may administer a long-acting epinephrine, and oral antihistamines may be given during the next 24 hours (in three or four doses).

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED RULES

Section 615. Appendix A Recommended Policies and Procedures for Immunization Clinics
(Continued)

- C) More severe and potentially life-threatening systemic anaphylaxis may require intravenous epinephrine and additional medications following initial treatment with epinephrine.
- D) A second person should telephone to summon the clinic physician on call or an alternate emergency medical service while the first dose of epinephrine is being given. In emergency situations, it is recommended that the paramedics be contacted first and then the clinic physician.

Telephone numbers:

CONTACT PERSON	EMERGENCY TELEPHONE NUMBER
Physician on call (Name)	
Alternate Medical Service (Name)	

- E) Check and record vital signs frequently.
- F) Observe all patients showing signs and symptoms of anaphylaxis, regardless of severity, for several hours until the symptoms are under control and the physician establishes that the anaphylaxis is not progressing to more severe stages. Severe, systemic anaphylaxis usually requires prolonged observation and follow-up treatment (24 to 48 hours), even after stabilization.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED RULES

Section 615. Appendix A Recommended Policies and Procedures for Immunization Clinics
(Continued)

Epinephrine (Adrenalin) in the Treatment of Anaphylaxis**

Subcutaneous or Intramuscular Administration

1. Epinephrine 1:1,000 (aqueous): 0.01 mg (ml) per kg body weight. Usual dose is as follows:

infants:	0.05 - 0.1 ml, repeated every 15 to 30 minutes
children:	0.1 - 0.3 ml, repeated every 15 to 30 minutes
adults:	0.3 - 0.5 ml, repeated every 10 to 15 minutes
2. Long-acting epinephrine suspension (Sus-Phrine): 0.005 mL/kg per dose as a single dose. The usual dose in infants and children is one half that of epinephrine 1:1,000 (see above). This medication should be given for more prolonged effect only after initial management.

**In addition to epinephrine administration, maintenance of an airway is critical.

Dosages of Commonly Used Secondary Drugs
in the Treatment of Anaphylaxis

Drug	Dose
Diphenhydramine	Oral, IM: 1 mg/kg every 4-6 hours (50 mg maximum)
Hydroxyzine	Oral, IM: 10-25 mg every 4-6 hours
Prednisone	Oral daily ("burst") dose: 30, 25, 20, 15, 10, 5 mg (i.e., daily decrease); give entire dose each morning

[AGENCY NOTE: The preceding two tables were adapted from the American Academy of Pediatrics Redbook, 1991 edition, and are included in this publication to serve as general recommendations for use of epinephrine (adrenalin) in the treatment of anaphylaxis. Each agency should develop a specific policy for treatment of anaphylaxis in consultation with their medical consultant and utilizing the package insert included with the epinephrine (adrenalin).]

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED RULES

Section 615. Appendix A Recommended Policies and Procedures for Immunization Clinics
(Continued)

CHILDHOOD IMMUNIZATION SCHEDULE BASED ON ACIP AND/OR AAP RECOMMENDATIONS*

RECOMMENDED IMMUNIZATION SCHEDULE FOR HEALTHY INFANTS & CHILDREN

Age ^a	Immunizing Agents
2 months	DTP #1, OPV #1, & HbCV #1 ^b
4 months	DTP #2, OPV #2, & HbCV #2
6 months	DTP #3, HbCV #3
15 months	MMR #1, HbCV #4
15-18 months	DTP #4, OPV #3 ^c
4-6 years (at or before school entrance)	DTP #5, OPV #4 ^c and MMR #2 ^f
14-16 years & every 10 years thereafter	Td

RECOMMENDED IMMUNIZATION SCHEDULE FOR INFANTS & CHILDREN
UP TO THEIR 7TH BIRTHDAY WHO WERE NOT IMMUNIZED AT THE RECOMMENDED TIME
IN THE FIRST YEAR OF LIFE

Timing	Immunizing Agents
Age at First Visit	
a. 2-14 months of age	DTP #1, OPV #1, & HbCV #1 ^g
b. 15 months of age or older	DTP #1, OPV #1, HbCV #1 ^h & MMR #1 ⁱ
Interval After First Visit	
a. 2 months after DTP #1, OPV #1, & HbCV #1	DTP #2, OPV #2, & (HbCV #2) ^g
b. 2 months after DTP #2, HbCV #2	DTP #3, (HbCV #3) ^g
c. 6-12 months after DTP #3, HbCV #3	DTP #4, OPV #3 & (HbCV #4) ^g
d. 4-6 years of age (at or before school entry)	DTP #5, OPV #4 ^j & MMR #2 ^k

RECOMMENDED IMMUNIZATION SCHEDULE FOR
PERSONS 7 YEARS OF AGE OR OLDER WHO HAVE NOT
RECEIVED ANY VACCINES PREVIOUSLY

Timing	Immunizing Agents
First Visit	
a. 1 month after MMR #1	Td #1, OPV #1 ⁱ & MMR #1
b. 2 months after Td #1, OPV #1	MMR #2 ^{l, k}
c. 6-12 months after Td #2, OPV #2	Td #2, OPV #2
d. 10 years after Td #3 & every 10 years thereafter	Td #3, OPV #3
	Td

*Does not include recommended schedules for Hepatitis B vaccination. See the following tables for specific Hepatitis B vaccine recommendations.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED RULES

Section 615. Appendix A Recommended Policies and Procedures for Immunization Clinics
(Continued)

^a These recommended ages should not be construed as absolute, (e.g., 2 months can be 6 to 10 weeks, etc.) The recommended HbCV immunization schedule outlined in these guidelines applies to the state-supplied product (HbOC-Lederle/Praxis).

^b Ideally, the same conjugate vaccine should be used throughout the entire vaccination series (according to the schedule outlined in the following table.). Any of the vaccines may be used for the 15-month dose. Currently, no data exists regarding the interchangeability of different conjugate vaccines with respect to safety, immunogenicity or efficacy.

^c Administration of DTP #4 & OPV #3 at 18 months of age is an acceptable alternative if caregivers are generally known to be compliant with other health-care recommendations.

^d If DTP #4 was administered after the 4th birthday, a 5th DTP is not necessary (DTP is required for school entrance up to the 6th birthday).

^e If OPV #3 was administered after the 4th birthday, a 4th OPV is not necessary.

^f School and college entrance immunization rules require all students entering the 5th grade for the first time after July 1990, entering the 9th grade for the first time after July 1991, entering at any grade level (K - 12) after July 1993 and those entering a post-secondary educational institution for the first time after July 1990 to be vaccinated with a second dose of measles vaccine. The MMR vaccine is preferred to assure immunity to all three diseases.

^g See the following table for recommended vaccination schedule for HbCV vaccine.

^h Children 15-59 months of age should receive only a single dose of HbCV vaccine.

ⁱ MMR should be given on first visit after child reaches 15 months of age.

^j The preschool (4-6 years of age) dose is not necessary if the 4th dose of DTP and 3rd dose of OPV are given on or after the 4th birthday.

^k Minimal interval between doses of MMR is 1 month.

^l OPV is not routinely given to those ≥ 18 years of age.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED RULES

Section 615. Appendix A Recommended Policies and Procedures for Immunization Clinics
(Continued)

Immunization Schedule for Haemophilus influenzae type b (HbCV) Vaccination				
Vaccine	Age at 1st dose (mos.)	Primary series	Booster	Total number of doses for series
HibTITER (Lederle/Praxis) (HbOC)	2-6	3 doses, 2 mos. apart	15 mos.*	4
	7-11	2 doses, 2 mos. apart	15 mos.*	3
	12-14	1 dose	15 mos.*	2
	15-59	1 dose	None	1
PedvaxHIB (Merck Sharp and Dohme) (PRP-OMP)	2-6	2 doses, 2 mos. apart	12 mos.*	3
	7-11	2 doses, 2 mos. apart	15 mos.*	3
	12-14	1 dose	15 mos.*	2
	15-59	1 dose	None	1
ProHIBIT (Connaught) (PRP-D)	2-14	Do Not Use	Do Not Use	-
	15-59	1 dose	None	1

*At least 2 months after previous dose.

Recommended Schedule of Hepatitis B Vaccination
for Infants Born to Hepatitis B Surface Antigen
(HBsAg) - Negative Mothers

Hepatitis B vaccine		Age of infant
Option 1		
Dose 1	Birth - before hospital discharge	
Dose 2	1 - 2 months ^{a,b}	
Dose 3	6 - 18 months ^{a, b}	
Option 2		
Dose 1	1 - 2 months	
Dose 2	4 months	
Dose 3	6 - 18 months	

^a Hepatitis B vaccine can be administered simultaneously with DTP, OPV, HbCV and MMR at the same visit.^b Preferably, the administration of the last 2 doses of vaccine should be spaced at least 4 months apart.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED RULES

Section 615. Appendix A Recommended Policies and Procedures for Immunization Clinics
(Continued)Recommended Schedule of Hepatitis B
Immunoprophylaxis to Prevent Perinatal
Transmission of Hepatitis B Virus Infection

Infant born to mother known to be HBsAg positive	
Vaccine dose ^a	Age of infant
First HBIG ^b	Birth (within 12 hours)
Second	Birth (within 12 hours)
Third	1 month
	6 months ^c
Infant born to mother not tested for HBsAg	
Vaccine Dose ^d	Age of infant
First	Birth (within 12 hours). If mother is found to be HB _s Ag positive, administer dose to infant as soon as possible, not later than 1 week after birth
Second	1 - 2 months ^e
Third	6 months ^e

^a See Section "Recombinant Hepatitis B Vaccines" for appropriate vaccine dose.^b Hepatitis B immune globulin (HBIG) - 0.5 mL administered intramuscularly at a site different from that used for vaccine.^c If 4 dose schedule (Engerix-B) is used, the third dose is administered at 2 months of age and fourth dose at 12-18 months.^d First dose = dose for infant of HBsAg - positive mother (see Section, "Recombinant Hepatitis B Vaccines"). If mother is found to be HBsAg positive, continue that dose; if mother is found to be HBsAg negative, use appropriate dose from Section, "Recombinant Hepatitis B Vaccines".^e Infants of women who are HBsAg negative can be vaccinated at 2 months of age.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED RULES

Section 615. Appendix A Recommended Policies and Procedures for Immunization Clinics
(Continued)

VACCINES AND TOXOIDS RECOMMENDED FOR HEALTHY ADULTS IN GENERAL, BY AGE GROUP

Age Group	Vaccine or Toxoid				
	Td	Measles	Mumps	Rubella	Influenza
18-24 years	X ^a	X ^a	X	X	
25-64 years	X ^a	X ^b	X ^c	X ^d	
≥ 65 years	X ^a				X ^e

^a Booster doses of Td vaccine are recommended every 10 years.

^b Indicated for persons born after 1956. Generally, people born before 1957 are considered immune to measles because of exposure to natural disease. However, this cutoff date for susceptibility is arbitrary. Consideration should be given to administering a second dose of measles vaccine to those who have been previously immunized (especially to college students, health care professionals, etc).

^c Generally indicated for persons born after 1956. Most persons born before 1957 are likely to have been infected naturally and may be considered immune. However, this cutoff date for susceptibility is arbitrary.

^d All susceptible adults. Particularly beneficial for women of childbearing age who are not pregnant.

^e Indicated on an annual basis.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED RULES

Section 615. Appendix A Recommended Policies and Procedures for Immunization Clinics
(Continued)

IMMUNIZATION REQUIREMENTS FOR COMPLIANCE WITH SCHOOL CODE

DTP or Td	Age 5 years or younger (school entry)		Age 6 years & older		Required interval between doses
	4 or more doses of DTP with last dose qualifying as a booster and received on or after the 4th birthday		3 or more doses of DTP or Td with last dose qualifying as a booster and received on/after the 4th birthday. AND Td booster every 10 years thereafter.		
OPV	3 or more doses of OPV with the last dose qualifying as a booster and received on or after the 4th birthday. IPV schedule available if necessary		3 or more doses OPV with the last dose qualifying as a booster and received on or after the 4th birthday.		MINIMUM INTERVAL between series doses is 4 weeks. MINIMUM INTERVAL between series and booster is 6 months.
MEASLES (Rubella)	Vaccine administered at 15 months or older* *If measles vaccine was received prior to 15 months, BUT AFTER 12 months of age, a statement from a physician may be attached to the student's health record indicating the student is adequately protected against measles. This note does not replace the required 2nd dose. *Starting the school year 1993-94 and thereafter all students enrolled in Illinois schools must show proof of 2 doses of measles vaccine.		Vaccine admin. at 15 months or older** **Vaccine administered at 12 months of age or older is acceptable for those students who entered school prior to the 1981-82 school year. **Students entering Grade 5 during the 1990-91 school year and thereafter must show proof of 2 doses of measles vaccine. **Students entering Grade 9 during the 1991-92 school year and thereafter must show proof of 2 doses of measles vaccine.		Document month/day/year, IF necessary, to provide proof of adequate age at time of vaccination. MINIMUM INTERVAL 1 month between doses. Assessment of adequate 2 dose record: 1st dose received ≥ 12 months of age. 2nd dose received not less than 1 month after 1st dose.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED RULES

Section 615. Appendix A Recommended Policies and Procedures for Immunization Clinics
(Continued)

	Age 5 years or younger (school entry)	Age 6 years & older	Required interval between doses
	<p>OR</p> <p>Physician diagnosed case of measles (providing date of physician certification),</p> <p>OR</p> <p>Laboratory (serologic) evidence of measles immunity provided in health record.</p>	<p>**Students entering kindergarten in the 1993-94 school year and thereafter must show proof of 2 doses of measles vaccine.</p> <p>OR</p> <p>Physician diagnosed case of measles (providing date of physician certification),</p> <p>OR</p> <p>Laboratory (serologic) evidence of measles immunity provided in health record.</p>	
RUBELLA (German measles) 3 day measles)	<p>Vaccine administered at 12 months or older,</p> <p>OR</p> <p>Laboratory (serologic) evidence of rubella immunity provided in health record.</p> <p>DISEASE HISTORY IS NOT ACCEPTABLE.</p>	<p>Vaccine administered at 12 months or older</p> <p>OR</p> <p>Laboratory (serologic) evidence of rubella immunity provided in health record.</p> <p>DISEASE HISTORY IS NOT ACCEPTABLE.</p>	<p>Document month/day/year, IF necessary, to provide proof of adequate age at time of vaccination.</p>
MUMPS	<p>Vaccine administered on or after 12 months of age,</p> <p>OR</p> <p>Physician diagnosed case of mumps (providing date of physician certification).</p>	<p>Vaccine administered on or after 12 months of age,</p> <p>OR</p> <p>Physician diagnosed case of mumps (providing date of physician certification).</p>	<p>Document month/day/year, IF necessary, to provide proof of adequate age at time of vaccination.</p>

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED RULES

Section 615. Appendix A Recommended Policies and Procedures for Immunization Clinics
(Continued)

III. IMMUNIZATION REQUIREMENTS FOR COMPLIANCE WITH THE COLLEGE/UNIVERSITY LAW

VACCINE	Students born on or after Jan. 1, 1957, who first began attending the institution after July 1, 1989, but prior to the Fall 1990 term.	Students born on or after Jan. 1, 1957, who began attending the institution, for the first time, the Fall 1990 term or after.	Required interval between doses
TETANUS/DIPHTHERIA	3 or more doses of Tetanus & Diphtheria (Td) vaccine, and the last dose received within 10 years of enrollment.	3 or more doses of Tetanus & Diphtheria (Td) vaccine, and the last dose received within 10 years of enrollment.	<p>Minimum Interval between 1st and 2nd dose is 4 weeks.</p> <p>Minimum Interval between the 2nd dose and last dose is 6 months.</p>
MEASLES (Rubella)	<p>1 dose of live virus measles vaccine at 12 months of age or older</p> <p>OR</p> <p>Physician diagnosed measles disease (providing date of physician certification)</p> <p>OR</p> <p>Laboratory (serologic) evidence of measles immunity provided in health record.</p>	<p>2 doses of live virus measles vaccine, with the 1st dose received not earlier than 12 months of age and the 2nd dose no less than one month later.</p> <p>OR</p> <p>Physician diagnosed measles disease (providing date of physician certification)</p> <p>OR</p> <p>Laboratory (serologic) evidence of measles immunity provided in health record.</p>	<p>Minimum Interval At least 1 month between doses.</p> <p>Document month/day/year, IF necessary, to provide proof of adequate age at time of vaccination.</p>

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED RULES

Section 615. Appendix A Recommended Policies and Procedures for Immunization Clinics
(Continued)

III. IMMUNIZATION REQUIREMENTS FOR COMPLIANCE WITH THE COLLEGE/UNIVERSITY LAW - continued

RUBELLA (3-day or German measles)	1 dose at 12 months of age or older OR Laboratory (serologic) evidence of rubella immunity provided in health record.	1 dose at 12 months of age or older OR Laboratory (serologic) evidence of rubella immunity provided in health record.	Document month/day/year, IF necessary, to provide proof of adequate age at time of vaccination
	DISEASE HISTORY IS NOT ACCEPTABLE.	DISEASE HISTORY IS NOT ACCEPTABLE.	

MUMPS	1 dose at 12 months of age or older OR Physician diagnosed mumps disease (providing date of physician certification)	1 dose at 12 months of age or older OR Physician diagnosed mumps disease (providing date of physician certification)	Document month/day/year, IF necessary, to provide proof of adequate age at time of vaccination.
-------	--	--	---

IMMUNIZING AGENTS

DIPHTHERIA AND TETANUS TOXOIDS AND PERTUSSIS VACCINE (DTP)

- a) Schedule
- 1) Infants and children 6 weeks through age 6 years old (up to 7th birthday):
Beginning at two months of age or older, single dose on three occasions with a 4 to 8 week interval between doses; a fourth dose 6-12 months after the third; a fifth dose just prior to entrance to school (4-6 years of age).
 - 2) Age 7 through adult: Not recommended.
- b) Contraindications and Precautions:

Section 615. Appendix A Recommended Policies and Procedures for Immunization Clinics
(Continued)

- 1) Acute illness. (Use discretion when making the decision to administer or delay vaccination because of a current febrile illness.)
- 2) Presence of a known problem of the brain or nervous system which is worsening or an uncontrolled seizure disorder.
- 3) Any of the following adverse events occurring after a previous dose of DTP vaccine contraindicates further DTP vaccination:
 - A) Contraindications
 - i) An immediate anaphylactic reaction.
 - ii) Encephalopathy occurring within 7 days following DTP vaccination.
 - B) Precautions
 - i) Temperature of $\geq 40.5^{\circ}\text{C}$ (105°F) within 48 hours not due to another identifiable cause.
 - ii) Collapse or shock-like state (hypotonic-hyporesponsive episode) within 48 hours.
 - iii) Persistent, inconsolable crying lasting ≥ 3 hours, occurring within 48 hours.
 - iv) Convulsions with or without fever occurring within 3 days.

[AGENCY NOTE: Refer to the current ACIP recommendations on diphtheria, tetanus and pertussis immunization for additional information on the risks associated with pertussis vaccination.]

- c) Reactions
- 1) The most common side-effects of DTP vaccine are soreness, redness and swelling at the injection site. Mild systemic reactions such as a slight fever, drowsiness, anorexia and fussiness occur infrequently. These mild reactions usually occur within the first 24 hours, and have a short duration. They can be safely managed with symptomatic treatment. The frequencies of local reactions and fever are substantially higher with increasing numbers of doses of DTP vaccine, while other mild-to-moderate systemic reactions (e.g., fretfulness,

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED RULES

Section 615.Appendix A Recommended Policies and Procedures for Immunization Clinics
(Continued)

vomiting) are substantially less frequent. Less common, but more severe side-effects can occur.

- 2) Moderate-to-severe systemic events, include high fever (e.g., temperature of $\geq 40.5^{\circ}\text{C}$ (105°F); persistent, inconsolable crying lasting ≥ 3 hours; collapse (hypotonic-hyporesponsive episode); or short-lived convulsions (usually febrile). These events which occur infrequently appear to be without sequelae. Other more severe neurologic events, such as a prolonged convulsion or encephalopathy, although rare, have been reported in temporal association with DTP administration.

d) Administration Site Cleansing Agent

- 1) Alcohol with needle/syringe.

e) Dosage and Site of Administration

- 1) 0.5 cc intramuscularly in the anterolateral aspect of the upper thigh for infants or into the deltoid for older children.

f) Storage

- 1) Refrigerate at 35° to 46°F . (2° to 8°C). DO NOT FREEZE. Do not use if vigorous shaking does not achieve resuspension (to an opaque state free of particles).

TETANUS AND DIPHTHERIA TOXOIDS ADSORBED (Td)

a) Schedule

- 1) Age 7 years through adult:

- A) Single dose on two occasions with a 4-8 week interval between doses; a third dose 6-12 months after the second; subsequent doses--one dose every 10 years thereafter.

- 2) Infants through age 6 years:

- A) Not recommended.

b) Contraindications

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED RULES

Section 615.Appendix A Recommended Policies and Procedures for Immunization Clinics
(Continued)

- 1) Acute illness. (Use discretion when deciding to administer or delay vaccination because of a current febrile illness.)

- 2) History of neurologic or severe hypersensitivity reactions to a previous dose of Td.

c) Reactions

- 1) Mild fever, chills; local inflammatory reaction with induration and soreness. If a nodule appears it may be palpable at injection site for a few weeks.

d) Administration Site Cleansing Agent

- 1) Alcohol with needle/syringe.

e) Dosage and Site of Administration

- 1) 0.5 cc intramuscularly into the deltoid.

f) Storage of Toxoid

- 1) Refrigerate at 35° to 46°F . (2° to 8°C). DO NOT FREEZE.

POLIOVIRUS VACCINE, LIVE, ORAL, TRIVALENT (OPV)

a) Schedule

- 1) Infants and children through age 6 years:

- A) Beginning at age 2 months or older, single dose on two occasions with a 6 to 8 week interval between doses, a third dose 6 to 12 months later and a final dose at entrance to school for those who received primary immunization in early childhood. All others complete the initial series of three doses.

- 2) Age 7 years through high school:

- A) Two doses administered with a 6 to 8 week interval, and a third dose 6 to 12 months later.

- 3) Adults (age 18 years and older):

Section 615. Appendix A Recommended Policies and Procedures for Immunization Clinics
(Continued)

A) Routine polio immunization is not necessary for adults living in the U.S.

b) Contraindications

- 1) Acute illness. (Use discretion when deciding to administer or delay vaccination because of a current febrile illness).
- 2) Immune deficiency diseases
- 3) Immunodeficiency states, e.g. due to leukemia, lymphoma, AIDS or cancer
- 4) Immunosuppressive therapy within previous 3 months
- 5) Residing with individuals who are immunodeficient
- 6) Pregnancy.

c) Reactions

- 1) None routinely expected.

d) Dosage and Site of Administration

- 1) Contents of single-dose ampule (0.5 ml) directly by mouth.

e) Storage of Vaccine

- 1) Maintain vaccine continuously in the frozen state - 10°C (14°F) or lower. At refrigerator temperatures (35° to 46° F., 2° to 8° C.), the liquid vaccine must be used within 30 days.

POLIOVIRUS VACCINE, INACTIVATED, INJECTABLE, ENHANCED-POTENCY (E-IPV)

a) Schedule

- 1) Infants and children through school entrance age:
 - A) Beginning at age 2 months or older, administer two doses at intervals of 4 to 8 weeks, followed by a third dose 6 to 12 months after the second dose (usually

Section 615. Appendix A Recommended Policies and Procedures for Immunization Clinics
(Continued)

integrated with DTP administration at 15 to 18 months of age). A booster should be given at school entrance, unless the third dose was administered after the 4th birthday. The need for additional booster doses has not been established. [AGENCY NOTE: While E-IPV and OPV are generally given as separate series, a combination of both vaccines totaling three doses and separated by appropriate intervals constitutes a primary series. If enhanced-potency IPV is administered to persons with a previously incomplete series of conventional IPV, a final total of four doses of polio vaccine is necessary for a primary series.]

2) Adults (18 years and older):

- A) Routine polio immunization is not necessary for adults residing in the U.S. Immunization is recommended for persons traveling to countries with a high incidence of polio and for health care workers in close contact with patients who may be excreting polioviruses. E-IPV is preferred for adults whenever feasible.

b) Contraindications

- 1) Acute illness. (Use discretion when deciding to administer or delay vaccination because of a current febrile illness).

2) Pregnancy

c) Reactions

- 1) Minor local pain and redness.

d) Administration Site Cleansing Agent

- 1) Alcohol with needle/syringe.

e) Dosage and Site of Administration

- 1) 0.5 ml subcutaneously in the deltoid area or lateral thigh of infant.

f) Storage of Vaccine

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED RULES

Section 615. Appendix A Recommended Policies and Procedures for Immunization Clinics
(Continued)

- 1) Refrigerate at 35° to 46° F. (2° to 8° C.). DO NOT FREEZE. This vaccine should be pink or red in color, and clear. Discard vaccine that shows turbidity, particles or a change in color.

MEASLES, MUMPS AND RUBELLA VIRUS VACCINES,
LIVE (MMR AND MR COMBINED VACCINES,
MEASLES, MUMPS, AND RUBELLA INDIVIDUAL VACCINES)

a) Schedule

- 1) First dose at age 15 months or after. Combined MMR is the vaccine of choice in routine infant/child vaccination programs. MMR is also generally preferable in other situations when immunization against any one of the diseases is needed. Refer to section titled "Childhood Immunization Schedule Based on ACIP and AAP Recommendations" for information regarding the two-dose measles schedule. Any child who received the MMR or the separate antigens before his/her first birthday will need to be reimmunized with the appropriate immunization.

b) Contraindications

- 1) Acute illness. (Use discretion when deciding to administer or delay vaccination because of a current febrile illness)
- 2) Immune deficiency diseases
- 3) Immune deficiency states, e.g. due to leukemia, lymphoma, or cancer [AGENCY NOTE: HIV infection with or without symptoms is not a contraindication to vaccination with MMR; however, caution is indicated.]
- 4) Immunosuppressive therapy
- 5) Receipt of immune globulin within the previous three months
- 6) Pregnancy (pregnancy should be avoided for three months following vaccination)
- 7) Anaphylactic reaction to neomycin or eggs

[AGENCY NOTE: Rubella vaccine is grown in human diploid cell cultures and can safely be given to persons with histories of severe allergy to eggs or egg protein.]

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED RULES

Section 615. Appendix A Recommended Policies and Procedures for Immunization Clinics
(Continued)

c) Reactions

- 1) Fever and rash occasionally follow measles vaccination 1 to 2 weeks later. Mild swelling of the salivary glands occasionally follows mumps vaccination. Rash, some swelling of the lymph nodes of the neck, and/or some aching or swelling of the joints occasionally follow rubella vaccination 1 to 3 weeks later. Mild local reactions such as erythema, induration and tenderness may occur with any of these vaccines.

d) Administration Site Cleansing Agent

- 1) Alcohol with needle/syringe.

e) Dosage and Site of Administration

- 1) 0.5 cc subcutaneously in the thigh of infants or the outer aspect of the upper arm of older children and adults.

f) Storage of Vaccine

- 1) Protect from sunlight. Before and after reconstitution, refrigerate at 35° to 46° F. (2° to 8° C.). Once reconstituted, discard if not used within 8 hours.

HAEMOPHILUS B CONJUGATE VACCINE (HbCV)

a) Schedule

- 1) At age 2 months to 60 months (up to the 5th birthday). Vaccination schedule is dependent upon the type (manufacturer) of conjugate vaccine. See preceding pages for table showing detailed schedule for HbCV vaccination. When recording the administration of HbCV doses, provider should use the chemical abbreviations of the specific product.

b) Contraindications

- 1) Acute illness. (Use discretion when deciding to administer or delay vaccination because of a current febrile illness).
- 2) Hypersensitivity to any component of the vaccine, including thimerosal.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED RULES

Section 615. Appendix A Recommended Policies and Procedures for Immunization Clinics
(Continued)

[AGENCY NOTE: Refer to vaccine insert of the particular manufacturer for a complete list of contraindications.]

- c) Reactions
 - 1) Fever and mild local reactions within 24 hours of immunization. Serious adverse reactions are rare.
 - d) Administration Site Cleansing Agent
 - 1) Alcohol with needle/syringe.
 - e) Dosage and Site of Administration
 - 1) 0.5 ml intramuscular and/or subcutaneous. Refer to the package insert of the specific manufacturer for recommended site of injection.
 - f) Storage of Vaccine
 - 1) Refrigerate at 35° to 46° F. (2° to 8° C.). DO NOT FREEZE.
- INFLUENZA VIRUS VACCINES
- Recommendations, schedules, contraindications, dosages and reactions are all subject to change annually in accordance with Immunization Practices Advisory Committee (ACIP) recommendations.
- 1) Administration Site Cleansing Agent
 - A) Alcohol with needle/syringe.
 - 2) Site of Administration
 - A) Intramuscularly into the deltoid.
 - 3) Storage of Vaccine
 - A) Refrigerate at 35° to 46° F. (2° to 8° C.). DO NOT FREEZE.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED RULES

Section 615. Appendix A Recommended Policies and Procedures for Immunization Clinics
(Continued)

PNEUMOCOCCAL POLYSACCHARIDE VACCINE
(23-valent vaccine)

- a) Schedule
 - 1) Children
 - A) Children ≥ 2 years old with chronic illnesses specifically associated with increased risk of pneumococcal disease or its complications (e.g. anatomic or functional asplenia (including sickle cell disease), nephrotic syndrome, cerebrospinal fluid leaks and conditions associated with immunosuppression).
 - B) Children ≥ 2 years old with asymptomatic or symptomatic HIV infection.
 - C) The currently available 23-valent vaccine is not indicated for patients having only recurrent upper respiratory tract disease, including otitis media and sinusitis.
 - 2) Adults
 - A) Immunocompetent adults who are at increased risk of pneumococcal disease or its complications because of chronic illnesses (e.g. cardiovascular disease, pulmonary disease, diabetes mellitus, alcoholism, cirrhosis or cerebrospinal fluid leaks) or who are ≥ 65 years old.
 - B) Immunocompromised adults at increased risk of pneumococcal disease or its complications (e.g. persons with splenic dysfunction or anatomic asplenia, Hodgkin's disease, lymphoma, multiple myeloma, chronic renal failure, nephrotic syndrome or conditions such as organ transplantation associated with immunosuppression).
 - C) Adults with asymptomatic or symptomatic HIV infection.
- b) Contraindications
 - 1) Pregnancy
- c) Reactions
 - 1) Erythema and pain at injection site. Fever, myalgia and severe local reactions in less than 1 percent of recipients. Severe systemic reactions, such as anaphylaxis, is rare.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED RULES

Section 615. Appendix A Recommended Policies and Procedures for Immunization Clinics
(Continued)

d) Administration Site Cleansing Agent

- 1) Alcohol with needle/syringe.

e) Dosage and Site of Administration

- 1) 0.5 ml subcutaneously or intramuscularly in the anterolateral aspect of the upper thigh or in the deltoid area.

f) Storage of Vaccine

- 1) Refrigerate at 35° to 46° F. (2° to 8° C). DO NOT FREEZE.

RECOMBINANT HEPATITIS B VACCINES

a) Schedule

Group	Vaccine	
	Recombinant HB* Dose (ug) (ml)	Engerix-B* ¹ Dose (ug) (ml)
Infants of HBsAg ³ positive mothers	5 (0.5)	10 (0.5)
Other infants and children < 11 years	2.5 (0.25)	10 (0.5)
Children and adolescents 11-19 years	5 (0.5)	20 (1.0)
Adults ≥ 20 years	10 (1.0)	20 (1.0)
Dialysis patients and other immunocompromised persons	40 (1.0)**	40 (2.0) ²

* Both vaccines are routinely administered in a three-dose series. Engerix-B has also been licensed for a four-dose series administered at 0, 1, 2, and 12 months.

** Special formulation for dialysis patients.

¹ Alternative schedule: four doses at 0, 1, 2, 12 months.

² Two 1.0-ml doses administered at one site, in a four-dose schedule at 0, 1, 2, and 6 months.

³ HBsAg = Hepatitis B surface antigen.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED RULES

Section 615. Appendix A Recommended Policies and Procedures for Immunization Clinics
(Continued)

b) Contraindications

- 1) Hypersensitivity to yeast or any component of the vaccine (thimerosal, aluminum hydroxide, alum, formaldehyde).
- 2) Exercise caution and appropriate care in administering to individuals in the following categories:
 - A) Individuals with severely compromised cardiopulmonary status.
 - B) Individuals in whom a febrile or systemic reaction could pose a significant risk.

[AGENCY NOTE: Data are not available on the safety of hepatitis B vaccine for the developing fetus. Because the vaccines contain only noninfectious HBsAg particles, they should pose no risk to the fetus. Therefore, pregnancy or lactation should not be considered a contraindication to the use of this vaccine for persons who are otherwise eligible.]

c) Reactions

- 1) Erythema and soreness or pain at injection site occur in approximately 17 percent to 22 percent of recipients (depending upon type of vaccine given). Severe systemic reactions, such as anaphylaxis are uncommon.

b) Administration Site Cleansing Agent

- 1) Alcohol with needle/syringe.

c) Dosage and Site of Administration

- 1) Refer to the Schedule section for vaccine dosage recommendations. The preferred intramuscular site for injection in adults is the deltoid muscle. The vaccine can be administered subcutaneously in persons at risk of hemorrhage following intramuscular injection.

- 2) The anterolateral thigh is the recommended site for intramuscular injection in infants and young children.

d) Storage of Vaccine

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED RULES

Section 615, Appendix A

Recommended Policies and Procedures for Immunization Clinics
(Continued)

- 1) Refrigerate at 35° to 46° F. (2° to 8° C.). DO NOT FREEZE

MEDICAL AUTHORIZATION

Authorization is given to _____ to conduct an on-going immunization program.

Agency Name

As the medical consultant for this agency's immunization program, I give consent for the nursing staff to administer immunizations for the vaccine-preventable diseases in accordance with the policies and procedures as outlined on pages _____ through _____ of this text.

I have reviewed the preceding policies and procedures and have found them consistent with the recommendations of the Advisory Committee on Immunization Practices (ACIP) and/or American Academy of Pediatrics (AAP).

Date

Physician(s) Signature

NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of the Part: Medication
- 2) Code Citation: 11 Ill. Adm. Code 509
Section Numbers: 509.200 Proposed Action: Amendment
- 4) Statutory Authority: 230 ILCS 1992, 5/1 et seq.
- 5) A complete description of the subjects and issues involved: This amendment outlines penalties for violations of Section 509.200.
- 6) Will these proposed amendments replace emergency amendments currently in effect? No.
- 7) Does this rulemaking contain an automatic repeal date? No.
- 8) Do these proposed amendments contain incorporation by reference? No.
- 9) Are there any other proposed amendments pending in this Part? No
- 10) Statement of Statewide Policy Objectives: No local governmental units will be required to increase expenditures.
- 11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: All comments should be submitted in writing, within 30 days of this notice, to:

Illinois Racing Board, Legal Department
100 West Randolph, Ste. 11-100
Chicago, Illinois 60601

12) Initial Regulatory Flexibility Analysis:

- A) Date rule was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: 9-28-93
- B) Types of small business affected: None
- C) Reporting, bookkeeping or other procedures required for compliance: None
- D) Types of professional skills necessary for compliance: None

The full text of the proposed amendment begins on the next page:

ILLINOIS RACING BOARD

NOTICE OF PROPOSED AMENDMENTS

TITLE 11: ALCOHOL, HORSE RACING, AND LOTTERY

SUBTITLE B: HORSE RACING

CHAPTER I: ILLINOIS RACING BOARD

SUBCHAPTER C: RULES APPLICABLE TO ALL OCCUPATION LICENSEES

PART 509

MEDICATION

Section

509.10	Purpose
509.20	Definitions
509.30	Racing Soundness Exam
509.40	Foreign Substance Banned
509.50	Twenty-four Hour Ban
509.60	Unlawful Administration
509.70	Knowing Entry of Medicated Horse Prohibited
509.75	Pharmaceutical Aids Banned
509.80	Additions to Permitted List
509.90	Permitted Use of Foreign Substances: Threshold Levels
509.95	Eurosemide
509.100	Possession of Needles and Injectables Prohibited
509.110	Prescription Items - Animal Use
509.120	Possession of Drugs and Chemicals
509.130	Human Use of Substances and Hypodermic Syringes or Needles (Repealed)
509.140	Detention Barn
509.150	Test Samples
509.160	Referee Samples
509.170	Laboratory Reports and Findings
509.175	Laboratory Reports and Findings with Respect to Test Samples for Pre-Race Testing (Repealed)
509.180	Distribution of Purses
509.190	Procedures, Purses, Retention of Samples
509.195	Stewards Action on Laboratory Reports Under Pre-Race Testing (Repealed)
509.200	Trainer Responsibility
509.210	Prima Facie Evidence
509.220	Bleeders
509.230	Post Mortems
509.240	Penalties - Violation (Repealed)
509.250	Penalties - Failure to Guard Cases (Repealed)
509.260	Penalties - Violation of Excessive Use of Phenylbutazone (Repealed)
509.265	Penalties-Violations of Pharmaceutical Aids (Repealed)
509.270	Other Penalties
509.280	Veterinarian's Records
509.290	Offenses Occurring Prior to the Effective Date of the Rules

AUTHORITY: Implementing and authorized by the Illinois Horse Racing Act of 1975 (ILCS 1992, ch. 230, sec. 5/1 et. seq).

ILLINOIS RACING BOARD

NOTICE OF PROPOSED AMENDMENTS

SOURCE: Adopted at 5 Ill. Reg. 4599, effective April 17, 1981; codified at 5 Ill. Reg. 10908; amended at 7 Ill. Reg. 1429, effective January 24, 1983; amended at 7 Ill. Reg. 15869, effective November 10, 1983; emergency amendment at 7 Ill. Reg. 16191, effective November 28, 1983, for a maximum of 150 days; amended at 8 Ill. Reg. 6094, effective April 19, 1984; amended at 8 Ill. Reg. 7002, effective May 7, 1984; amended at 11 Ill. Reg. 14424, effective August 14, 1987; amended at 11 Ill. Reg. 15492, effective September 3, 1987; amended at 14 Ill. Reg. 8186, effective May 15, 1990; amended at 20045, effective December 4, 1990; amended at 15 Ill. Reg. 11989, effective August 12, 1991; amended at 17 Ill. Reg. 3649, effective March 4, 1993; amended at 17 Ill. Reg. _____, effective _____.

Section 509.200 Trainer Responsibility

- a) Every trainer has the duty to guard or cause to be guarded each horse trained by him/her in such a manner as to prevent any person, including his/her veterinarian, from administering to such horse any foreign substance in violation of these rules.
- b) Every trainer has the duty to be familiar with the medication rules of the Board, and reasonably familiar with the foreign substances he/she administers or directs his/her employees to administer, and which are administered by such trainer's veterinarian.
- c) Every trainer has the duty to have each horse trained by him in its assigned security stall in accordance with 11 Ill. Adm. Code 436.
- d) Penalties for violation of this Section shall be based on the criteria established in Section 509.60.

(Source: Amended at 17 Ill. Reg. _____, effective _____.)

DEPARTMENT OF REVENUE
NOTICE OF PROPOSED AMENDMENTS

- 100.3750 New Section 7/2/93, 17 Ill. Reg. 9870
- 10) Statement of Statewide Policy Objectives: This rule does not create a State Mandate, nor does it modify any existing mandate in any fashion.
- 11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: Persons who wish to submit comments on this proposed rule may submit them in writing by no later than 45 days after publication of this notice to:

Keith W. Staats
Staff Attorney
Illinois Department of Revenue
Legal Services Bureau
101 West Jefferson
Springfield, Illinois 62708
Phone: (217) 782-7054

12) Initial Regulatory Flexibility Analysis:

- A) Types of small businesses affected: Any small business required to apportion income to the State of Illinois.
- B) Reporting, bookkeeping or other procedures required for compliance: No new procedures required.
- C) Types of professional skills necessary for compliance: No new professional skills are required for compliance. The same basic bookkeeping and accounting skills currently required for compliance with the Illinois Income Tax Act will suffice.

The full text of the Proposed Amendment(s) begins on the next page:

DEPARTMENT OF REVENUE
NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of the Part: Income Tax
- 2) Code Citation: 86 Ill. Adm. Code 100
- 3) Section Numbers: Proposed Action:
100.3350 Amendment
- 4) Statutory Authority: ILL Rev. Stat. 1991, ch. 120, par. 3-304 [35 ILCS 5/304]

5) A Complete Description of the Subjects and Issues Involved:

Section 304 of the Illinois Income Tax Act provides that if a person other than a resident derives business income from this State and one or more other states, such person's business income shall be apportioned to this State by use of a formula. This formula is a fraction, the numerator of which is a sum of the property factor (if any), the payroll factor (if any) and 200% of the sales factor (if any) and the denominator of which is four. This rulemaking amends the Department's rules concerning the calculation of the property factor of the apportionment formula. The property factor is a fraction, the numerator of which is the average value of the person's real and tangible personal property owned or rented and used in the trade or business in this State during the taxable year and the denominator of which is the average value of all the person's real and tangible personal property owned or rented and used in the trade or business during the taxable year. The rulemaking amends Section 100.3350(e) to clarify that the valuation of property owned by the person shall include intangible drilling and development costs. The rule provides examples of the types of items that make up such costs.

- 6) Will this proposed rule replace an emergency rule currently in effect:
No
- 7) Does this rulemaking contain an automatic repeal date? No
- 8) Does this proposed amendment contain incorporations by reference?
No.
- 9) Are there any other proposed amendments pending on this Part: Yes

Section Numbers	Proposed Action	IL Register Citation
100.9005	Amendment	5/14/93, 17 Ill. Reg. 6945
100.3700	Amendment	7/2/93, 17 Ill. Reg. 9870

DEPARTMENT OF REVENUE
NOTICE OF PROPOSED AMENDMENTS

TITLE 86: REVENUE
CHAPTER I: DEPARTMENT OF REVENUE

PART 100
INCOME TAX

SUBPART A: TAX IMPOSED

Section
100.2000
100.2050

Introduction
Net Income (IITA Section 202)

SUBPART B: CREDITS

Section
100.2100

Investment Credit

SUBPART C: NET OPERATING LOSSES OF UNITARY BUSINESS GROUPS
OCCURRING PRIOR TO DECEMBER 31, 1986

Section
100.2200

Net Operating Losses Occurring Prior to December 31, 1986, of
Unitary Business Groups: Treatment by Members of the Unitary
Business Group (IITA Section 202) - Scope

100.2210

Net Operating Losses Occurring Prior to December 31, 1986, of
Unitary Business Groups: Treatment by Members of the Unitary
Business Group: (IITA Section 202) - Definitions

100.2220

Net Operating Losses Occurring Prior to December 31, 1986, of
Unitary Business Groups: Treatment by Members of the Unitary
Business Group: (IITA Section 202) - Current Net Operating
Losses; Offsets Between Members

100.2230

Net Operating Losses Occurring Prior to December 31, 1986, of
Unitary Business Groups: Treatment by Members of the Unitary
Business Group: (IITA Section 202) - Carrybacks and
Carryforwards

100.2240

Net Operating Losses Occurring Prior to December 31, 1986, of
Unitary Business Groups: Treatment by Members of the Unitary
Business Group: (IITA Section 202) - Effect of Combined Net
Operating Loss in Computing Illinois Base Income

100.2250

Net Operating Losses Occurring Prior to December 31, 1986, of
Unitary Business Groups: Treatment by Members of the Unitary
Business Group: (IITA Section 202) - Deadline for Filing Claims
Based on Net Operating Losses Carried Back From a Combined
Apportionment Year

DEPARTMENT OF REVENUE
NOTICE OF PROPOSED AMENDMENTS

SUBPART D: ILLINOIS NET LOSS DEDUCTIONS OCCURRING ON OR
AFTER DECEMBER 31, 1986

Section
100.2300

Illinois Net Loss Deductions for Losses Occurring On or After
December 31, 1986

100.2310

Computation of the Illinois Net Loss Deduction

100.2320

Determination of the Amount of Illinois Net Loss

100.2330

Illinois Net Loss Carrybacks and Net Loss Carryovers

100.2340

Illinois Net Loss Deductions of Corporations That are Members of
a Unitary Business Group: Separate Unitary Versus Combined
Unitary Returns

100.2350

Illinois Net Loss Deductions of Corporations that are Members of
a Unitary Business Group: Changes in Membership

SUBPART G: BASE INCOME OF TRUSTS AND ESTATES

Section
100.2680

Capital Gain Income of Estates and Trusts Paid to or Permanently
Set Aside for Charity

SUBPART I: GENERAL RULES OF ALLOCATION AND APPORTIONMENT
OF BASE INCOME

Section
100.3000
100.3010
100.3020

Terms Used in Article 3 (IITA Section 301)
Business and Nonbusiness Income (IITA Section 301)
Resident (IITA Section 301)

SUBPART J: COMPENSATION PAID TO NONRESIDENTS

Section
100.3100
100.3110
100.3120

Compensation (IITA Section 302)
State (IITA Section 302)
Allocation of Compensation Paid to Non-Residents (IITA Section
302)

SUBPART K: NON-BUSINESS INCOME OF PERSONS OTHER THAN
RESIDENTS

Section
100.3200
100.3210
100.3220

Taxability in Other State (IITA Section 303)
Commercial Domicile (IITA Section 303)
Allocation of Certain Items of Nonbusiness Income by Persons
Other than Residents (IITA Section 303)

DEPARTMENT OF REVENUE

NOTICE OF PROPOSED AMENDMENTS

SUBPART L: BUSINESS INCOME OF PERSONS OTHER THAN RESIDENTS

Section	
100.3300	Allocation and Apportionment of Base Income (IITA Section 304)
100.3310	Business Income of Persons Other than Residents (IITA Section 304) - In General
100.3320	Business Income of Persons Other Than Residents (IITA Section 304) - Apportionment
100.3330	Business Income* of Persons Other Than Residents (IITA Section 304) - Allocation
100.3340	Business Income of Persons Other Than Residents (IITA Section 304)
100.3350	Property Factor (IITA Section 304)
100.3360	Payroll Factor (IITA Section 304)
100.3370	Sales Factor (IITA Section 304)
100.3380	Special Rules (IITA Section 304)

SUBPART N: TIME AND PLACE FOR FILING RETURNS

Section	
100.5000	Time for Filing Returns: Individuals (IITA Section 505)
100.5010	Place for Filing Returns: All Taxpayers (IITA Section 505)
100.5020	Extensions of Time for Filing Returns: All Taxpayers (IITA Section 505)
100.5030	Taxpayer's Notification to the Department of Certain Federal Changes Arising in Federal Consolidated Return years, and Arising in Certain Loss Carryback Years (IITA Section 506)

SUBPART O: COMPOSITE RETURNS

Section	
100.5100	Composite Returns: Eligibility
100.5110	Composite Returns: Responsibilities of Authorized Agent
100.5120	Composite Returns: Individual Liability
100.5130	Composite Returns: Required forms and computation of Income
100.5140	Composite Returns: Estimated Payments
100.5150	Composite Returns: Tax, Penalties and Interest
100.5160	Composite Returns: Credit for Resident Individuals
100.5170	Composite Returns: Definition of a "Lloyd's Plan of Operation"

SUBPART P: COMBINED RETURNS

Section	
100.5200	Election to File a Combined Return
100.5210	Procedure for Making the Election
100.5220	Designated Agent for the Members

DEPARTMENT OF REVENUE

NOTICE OF PROPOSED AMENDMENTS

100.5230	Combined Estimated Tax Payments
100.5240	Claims for Credit of Overpayments
100.5250	Liability for Combined Tax, Penalty and Interest
100.5260	Combined Amended Returns
100.5270	Computation of Combined Income and Tax
100.5280	Definitions and Miscellaneous Provisions Relating to Combined Returns

SUBPART Q: REQUIREMENT AND AMOUNT OF WITHHOLDING

Section	
100.7000	Requirement of Withholding (IITA Section 701)
100.7010	Compensation Paid in this State (IITA Section 701)
100.7020	Transacting Business Within this State (IITA Section 701)
100.7030	Payments to Residents (IITA Section 701)
100.7040	Employer Registration (IITA Section 701)
100.7050	Computation of Amount Withheld (IITA Section 701)
100.7060	Additional Withholding (IITA Section 701)
100.7070	Voluntary Withholding (IITA Section 701)
100.7080	Correction of Underwithholding or Overwithholding (IITA Section 701)
100.7090	Reciprocal Agreement (IITA Section 701)
100.7095	Cross References

SUBPART R: AMOUNT EXEMPT FROM WITHHOLDING

Section	
100.7100	Withholding Exemption (IITA Section 702)
100.7110	Withholding Exemption Certificate (IITA Section 702)
100.7120	Exempt Withholding Under Reciprocal Agreements (IITA Section 702)

SUBPART S: INFORMATION STATEMENT

Section	
100.7200	Reports for Employee (IITA Section 703)

SUBPART T: EMPLOYER'S RETURN AND PAYMENT OF TAX WITHHELD

Section	
100.7300	Returns of Income Withheld from Wages (IITA Section 704)
100.7310	Quarterly Returns Filed on an Annual Basis (IITA Section 704)
100.7320	Time for Filing Returns (IITA Section 704)
100.7330	Payment of Tax Deducted and Withheld (IITA Section 704)
100.7340	Correction of Underwithholding or Overwithholding (IITA Section 704)

DEPARTMENT OF REVENUE

NOTICE OF PROPOSED AMENDMENTS

SUBPART U: COLLECTION AUTHORITY

Section
100.9000 General Income Tax Procedures (IITA Section 901)
100.9010 Collection Authority (IITA Section 901)

SUBPART V: NOTICE AND DEMAND

Section
100.9100 Notice and Demand (IITA Section 902)

SUBPART W: ASSESSMENT

Section
100.9200 Assessment (IITA Section 903)
100.9210 Waiver of Restrictions on Assessments (IITA Section 907)

SUBPART X: DEFICIENCIES AND OVERPAYMENTS

Section
100.9300 Deficiencies and Overpayments (IITA Section 904)
100.9310 Application of Tax Payments Within Unitary Business Groups (IITA Section 903)
100.9320 Limitations on Notices of Deficiency (IITA Section 905)
100.9330 Further Notices of Deficiency Restricted (IITA Section 906)

SUBPART Y: CREDITS AND REFUNDS

Section
100.9400 Credits and Refunds (IITA Section 909)
100.9410 Limitations on Claims for Refund (IITA Section 911)
100.9420 Recovery of Erroneous Refund (IITA Section 912)

SUBPART Z: INVESTIGATIONS AND HEARINGS

Section
100.9500 Access to Books and Records (IITA Section 913)
100.9510 Taxpayer Representation and Practice Requirements
100.9520 Conduct of Investigations and Hearings

SUBPART AA: JUDICIAL REVIEW

Section
100.9600 Administrative Review Law (IITA Section 1201)

DEPARTMENT OF REVENUE

NOTICE OF PROPOSED AMENDMENTS

SUBPART BB: DEFINITIONS

Section
100.9700 Unitary Business Group Defined (IITA Section 1501)

SUBPART CC: LETTER RULING PROCEDURES

Section
100.9800 Letter Ruling Procedures

APPENDIX A: BUSINESS INCOME OF PERSONS OTHER THAN RESIDENTS

Table A Example of Unitary Business Apportionment

Table B Example of Unitary Business Apportionment for Groups Which Include Members Using Three-Factor and Single-Factor Formulas

AUTHORITY: Implementing the Illinois Income Tax Act (Ill. Rev. Stat. 1991, ch. 120, pars. 1-101 et seq. [35 ILCS 5/101 et seq.] and authorized by Section 1401 of the Illinois Income Tax Act (Ill. Rev. Stat. 1991, ch. 120, par. 14-1401) [35 ILCS 5/1401].

SOURCE: Filed July 14, 1971, effective July 24, 1971; amended at 2 Ill. Reg. 49 p. 84, effective November 29, 1978; amended at 5 Ill. Reg. 813, effective January 7, 1981; amended at 5 Ill. Reg. 4617, effective April 14, 1981, amended at 5 Ill. Reg. 4642, effective April 14, 1981; amended at 5 Ill. Reg. 5537, effective May 7, 1981; amended at 5 Ill. Reg. 5705, effective May 20, 1981; amended at 5 Ill. Reg. 5883, effective May 20, 1981; amended at 5 Ill. Reg. 6843, effective June 16, 1981; amended at 5 Ill. Reg. 13244, effective November 13, 1981; amended at 5 Ill. Reg. 13724, effective November 30, 1981; amended at 6 Ill. Reg. 579, effective December 29, 1981; amended at 6 Ill. Reg. 9701, effective July 26, 1982; amended at 7 Ill. Reg. 399, effective December 28, 1982; codified at 8 Ill. Reg. 19574; amended at 9 Ill. Reg. 16986, effective October 21, 1985; amended at 9 Ill. Reg. 685, effective December 31, 1985; amended at 10 Ill. Reg. 7913, effective April 28, 1986; amended at 10 Ill. Reg. 19512, effective November 3, 1986; amended at 10 Ill. Reg. 21941, effective December 15, 1986; amended at 11 Ill. Reg. 831, effective December 24, 1986; amended at 11 Ill. Reg. 2450, effective January 20, 1987; amended at 11 Ill. Reg. 12410, effective July 8, 1987; amended at 11 Ill. Reg. 17782, effective October 16, 1987; amended at 12 Ill. Reg. 4865, effective February 25, 1988; amended at 12 Ill. Reg. 6748, effective March 25, 1988; amended at 12 Ill. Reg. 11766, effective July 1, 1988; amended at 12 Ill. Reg. 14307, effective August 29, 1988; amended at 13 Ill. Reg. 8917, effective May 30, 1989; amended at 13 Ill. Reg. 10952, effective June 26, 1989; amended at 14 Ill. Reg. 4558, effective March 8, 1990; amended at 14 Ill. Reg. 6810, effective April 19, 1990; amended at 14 Ill. Reg. 10082, effective June 7, 1990; amended at 14 Ill. Reg.

DEPARTMENT OF REVENUE

NOTICE OF PROPOSED AMENDMENTS

DEPARTMENT OF REVENUE

NOTICE OF PROPOSED AMENDMENTS

Reg. 16012, effective September 17, 1990; emergency amendment at 17 Ill. Reg. 473, effective December 22, 1992, for a maximum of 150 days; amended at 17 Ill. Reg. 8869, effective June 1, 1993; amended at 17 Ill. Reg. 13776, effective August 9, 1993; recodified at 17 Ill. Reg. 14189; amended at ___ Ill. Reg. ___, effective _____.

Section 100.3350 Property Factor (IITA Section 304)

a) In general. - The property factor of the apportionment formula for each trade or business of a person shall include all real and tangible personal property owned or rented by such person and used during the tax period in the regular course of such trade or business. The term "real and tangible personal property" includes land, building, machinery, stocks of goods, equipment, and other real and tangible personal property but does not include coin or currency. Property used in connection with the production of nonbusiness income shall be excluded from the property factor. Property used both in the regular course of a person's trade or business and in the production of nonbusiness income shall be included in the factor only to the extent the property is used in the regular course of the person's trade or business. The method of determining that portion of the value to be included in the factor will depend on the facts of each case. The property factor shall include the average value of property includable in the factor. See ~~86 Ill. Adm. Code subsection 100.3350(g), below.~~

b) Property used for the production of business income. Property shall be included in the property factor if it is actually used or is available for or capable of being used during the tax period in the regular course of the trade or business of the person. Property held as reserves or standby facilities or property held as a reserve source of materials shall be included in the factor. For example, a plant temporarily idle or raw material reserves not currently being processed are includable in the factor. Property or equipment under construction during the tax period (except inventoriable goods in process), shall be excluded from the factor until such property is actually used in the regular course of the trade or business of the person. If the property is partially used in the regular course of the trade or business of the person while under construction, the value of the property to the extent used shall be included in the property factor. Property used in the regular course of the trade or business of the person shall remain in the property factor until its permanent withdrawal is established by an identifiable event such as its conversion to the production of nonbusiness income, its sale, or the lapse of an

extended period of time (normally five years) during which the property is held for sale.

- 1) Example 1: Corporation A closed its manufacturing plant in State X and held such property for sale. The property remained vacant until its sale one year later. The value of the manufacturing plant is included in the property factor until the plant is sold.
- 2) Example 2: Same as above except that the property was rented until the plant was sold. The plant is included in the property factor until the plant is sold.
- 3) Example 3: Corporation A operates a chain of retail grocery stores. The corporation closed Store A, which was then remodeled into three small retail stores, such as a dress shop, dry cleaning, and barber shop, which were leased to unrelated parties. The property is removed from the property factor on the date the remodeling of Store A commenced.

c) Consistency in reporting. In filing returns with this state, if a person departs from or modifies the manner of valuing property, or of excluding or including property in the property factor used in returns for prior years, the person shall disclose in the return for the current year the nature and extent of the modification. If the returns or reports filed by the person with all states to which the person reports under Article IV of the Multistate Tax Compact or the Uniform Division of Income for Tax Purposes Act are not uniform in the valuation of property and in the exclusion or inclusion of property in the property factor, the person shall disclose in its return to this state the nature and extent of the variance.

d) Numerator. The numerator of the property factor shall include the average value of the real and tangible personal property owned or rented by the person and used in this state during the tax period in the regular course of the trade or business of the person. Property in transit between locations of the person to which it belongs shall be considered to be at the destination for purposes of the property factor. Property in transit between a buyer and seller which is included by a person in the denominator of its property factor in accordance with its regular accounting practices shall be included in the numerator according to the state of destination. The value of mobile or movable property such as construction equipment, trucks or leased

DEPARTMENT OF REVENUE

NOTICE OF PROPOSED AMENDMENTS
DEPARTMENT OF REVENUE
NOTICE OF PROPOSED AMENDMENTS

electronic equipment which are located within and without this state during the tax period, shall be determined for purposes of the numerator of the factor on the basis of total time within the state during the tax period. An automobile assigned to a traveling employee shall be included in the numerator of the factor of the state to which the employee's compensation is assigned under the payroll factor or in the numerator of the state in which the automobile is licensed.

e) Valuation of owned property. Property owned by the person shall be valued at its original cost. As a general rule "original cost" is the basis of property for federal income tax purposes at the time of acquisition and will not reflect any federal adjustments thereafter for deductions for depreciation, depletion, amortization and the like.

1) In addition, however, the valuation will include the original cost, at acquisition, of any capital improvement as well as partial dispositions of any portion by reason of sale, exchange, abandonment, etc.

2) However, capitalized intangible drilling and development costs shall be included in the property factor whether or not they have been expensed for either federal or state tax purposes. Intangible drilling and development costs include such elements as wages, fuel, repairs, hauling, draining, roadbuilding, surveying, geological works, construction of derricks, tanks, pipelines, and other physical structures necessary for the drilling of wells and their preparation for the production of oil and gas, and supplies incident to and necessary for the drilling of wells and clearing of ground.

3) Example 1: Corporation W acquired a factory building in this state at a cost of \$500,000 and 18 months later expended \$100,000 for major remodeling of the building. The corporation files its return for the current taxable year on the calendar-year basis. Depreciation deduction in the amount of \$22,000 was claimed on the building for its return for the current taxable year. The value of the building includable in the numerator and denominator of the property factor is \$600,000 as the depreciation deduction is not taken into account in determining the value of the building for purposes of the factor.

4) Example 2: During the current taxable year, X Corporation merges into Y Corporation in a tax-free reorganization under

the Internal Revenue Code. At the time of the merger, X Corporation owns a factory which X built five years earlier at a cost of \$1,000,000. X has been depreciating the factory at the rate of two percent per year, and its basis in X's hands at the time of the merger is \$900,000. Since the property is acquired by Y in a transaction in which, under the Internal Revenue Code, its basis in Y's hands is the same as its basis in X's, Y includes the property in Y's property factor at X's original cost, without adjustment for depreciation, i.e., \$1,000,000.

5) Example 3: Corporation Y acquires the assets of Corporation X in a liquidation by which Y is entitled to use its stock cost as the basis of the X assets under 26 U.S.C. Section 334(b)(2) (i.e. stock possessing 80 percent control is purchased and liquidated within two years). Under these circumstances, Y's cost of the assets is the purchase price of the X stock, prorated over the X assets.

A) If original cost of property is unascertainable, the property is included in the factor at its fair market value as of the date of acquisition by the person.

B) Inventory or stock of goods shall be included in the factor in accordance with the valuation method used for federal income tax purposes.

C) Property acquired by gift or inheritance shall be included in the factor at its basis for determining depreciation for federal income tax purposes.

f) Valuation of rented property:

1) Property rented by the person is valued at eight times the net annual rental rate. The net annual rental rate for any item of rented property is the annual rental rate paid by the person for such property, less the aggregate annual subrental rates paid by subtenants of the person. (See 86 Ill. Adm. Code Section 100.3380(a) for special rules where the use of such net annual rental rate produces a negative or clearly inaccurate value or where property is used by the person at no charge or rented at a nominal rental rate.) Subrents are not deducted when the subrents constitute business income because the property which produces the subrents is used in the regular course of a trade or

DEPARTMENT OF REVENUE

NOTICE OF PROPOSED AMENDMENTS

business of the person when it is producing such income. Accordingly there is no reduction in its value.

A) Example A: Corporation A receives subrents from a bakery concession in a food market operated by it. Since the subrents are business income they are not deducted from the rent paid by Corporation A for the food market.

B) Example B: Corporation B rents a 5-story office building primarily for use in its multistate business, uses three floors for its offices and subleases two floors to various other businesses and persons such as professional people, shops and the like. The rental of the two floors is attendant to the operation of the corporation's trade or business. Since the subrents are business income they are not deducted from the rent paid by the corporation.

C) Example C: Corporation C rents a 20-story office building and uses the lower two stories for its general corporation headquarters. The remaining 18 floors are subleased to others. The rental of the eighteen floors is not attendant to but rather is separate from the operation of the corporation's trade or business. Since the subrents are nonbusiness income they are to be deducted from the rent paid by the corporation.

2) "Annual rental rate" is the amount paid as rental for property for a 12-month period (i.e., the amount of the annual rent). Where property is rented for less than a 12-month period, the rent paid for the actual period of rental shall constitute the "annual rental rate" for the tax period. However, where a corporation has rented property for a term of 12 or more months and the current tax period covers a period of less than 12 months (due, for example, to a reorganization or change of accounting period), the rent paid for the short tax period shall be annualized. If the rental term is for less than 12 months, the rent shall not be annualized beyond its term. Rent shall not be annualized because of the uncertain duration when the rental term is on a month to month basis.

A) Example A: Corporation A which ordinarily files its returns based on a calendar year is merged into

DEPARTMENT OF REVENUE

NOTICE OF PROPOSED AMENDMENTS

Corporation B on April 30. The net rent paid under a lease with 5 years remaining is \$2,500 a month. The rent for the tax period January 1 to April 30 is \$10,000. After the rent is annualized the net rent is \$30,000 (\$2,500 X 12).

B) Example B: Same facts as in Example A except that the lease would have terminated August 31. In this case the annualized net rent is \$20,000 (2,500 X 8).

3) "Annual rent" is the actual sum of money or other consideration payable, directly or indirectly, by the person or for its benefit for the use of the property and includes:

A) Any amount payable for the use of real or tangible personal property, or any part thereof, whether designated as a fixed sum of money or as a percentage of sales, profits or otherwise.
Example: A corporation pursuant to the terms of a lease, pays a lessor \$1,000 per month as a base rental and at the end of the year pays the lessor one percent of its gross sales of \$400,000. The annual rent is \$16,000 (\$12,000 plus one percent of \$400,000 or \$4,000).

B) Any amount payable as additional rent or in lieu of rents, such as interest, taxes, insurance, repairs or any other items which are required to be paid by the terms of the lease or other arrangement, not including amounts paid as service charges, such as utilities, janitor services, etc. If a payment includes rent and other charges unsegregated, the amount of rent shall be determined by consideration of the relative values of the rent and the other items.

i) Example i: A corporation, pursuant to the terms of a lease, pays the lessor \$12,000 a year rent plus taxes in the amount of \$2,000 and interest on a mortgage in the amount of \$1,000. The annual rent is \$15,000.

ii) Example ii: A corporation stores part of its inventory in a public warehouse. The total charge for the year was \$1,000 of which \$700 was for the use of storage space and \$300 for inventory insurance, handling and shipping

DEPARTMENT OF REVENUE
NOTICE OF PROPOSED AMENDMENTS

charges, and C.O.D. collections. The annual rent is \$700.

C) "Annual rent" does not include incidental day-to-day expenses such as hotel or motel accommodations, daily rental of automobiles, etc.

4) Leasehold improvements shall, for the purposes of the property factor, be treated as property owned by the person regardless of whether the person is entitled to remove the improvements or the improvements revert to the lessor upon expiration of the lease. Hence, the original cost of leasehold improvements shall be included in the factor.

g) Averaging property values:

1) As a general rule the average value of property owned by the person shall be determined by averaging the values at the beginning and ending of the tax period. However, the Director may require or allow averaging by monthly values if such method of averaging is required to properly reflect the average value of the person's property for the tax period. Averaging by monthly values will generally be applied if substantial fluctuations in the values of the property exist during the tax period or where property is acquired after the beginning of the tax period or disposed of before the end of the tax period.

2) Example: The monthly value of the person's property was as follows:

January	\$2,000	July	\$15,000
February	2,000	August	17,000
March	3,000	September	23,000
April	3,500	October	25,000
May	4,500	November	13,000
June	10,000	December	2,000
TOTAL			\$120,000

A) The average value of the person's property includable in the property factor for the taxable year is determined as follows:

\$120,000 divided by 12 = \$10,000

DEPARTMENT OF REVENUE
NOTICE OF PROPOSED AMENDMENTS

B) Averaging with respect to rented property is achieved automatically by the method of determining the net annual rental rate of such property as set forth in subsection 86-III--Adm--Code-400.3559(e) above.

(Source: Amended at Ill. Reg. effective)

SECRETARY OF STATE

NOTICE OF PROPOSED RULES

1) Heading of Part: Lobbyist Registration and Reports2) Code Citation: 2 Ill. Adm. Code 5603) Section Number: Proposed Action:

560.100 New Section
 560.200 New Section
 560.205 New Section
 560.210 New Section
 560.220 New Section
 560.300 New Section
 560.305 New Section
 560.310 New Section
 560.315 New Section
 560.320 New Section
 560.330 New Section
 560.340 New Section
 560.345 New Section
 560.350 New Section
 560.360 New Section
 560.365 New Section
 560.370 New Section
 560.375 New Section
 560.380 New Section
 560.385 New Section
 560.390 New Section
 560.395 New Section
 560.400 New Section
 560.402 New Section
 560.405 New Section
 560.410 New Section
 560.420 New Section

4) Statutory Authority: Implementing and authorized by the Lobbyist Registration Act, 25 ILCS 170, as amended by Public Act 88-187.5) A Complete Description of the Subjects and Issues Involved: This Part reflects changes in the Lobbyist Registration Act. Instructions and forms are provided for lobbyist registration and the filing of expenditure reports. Public disclosure policy is established.6) Will this proposed rule replace an emergency rule currently in effect? No7) Does this rulemaking contain an automatic repeal date? No

SECRETARY OF STATE

NOTICE OF PROPOSED RULES

8) Does this proposed amendment contain incorporations by reference? No9) Are there any other proposed amendments pending on this Part? No10) Statement of Statewide Policy Objectives: These rules reflect the new Act's requirement of full disclosure of lobbyist expenditures.11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Interested persons may present their comments concerning this proposed rulemaking in writing within thirty (30) days after this edition of the Illinois Register to the following:

Tony Leone, Director
 Index Department
 111 East Monroe Street
 Springfield, Illinois 62756

12) Initial Regulatory Flexibility Analysis:

A) Date rule was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs:

B) Types of small businesses affected: Firms or other organizations engaged in lobbying activities.

C) Reporting, bookkeeping or other procedures required for compliance: Expenditure records must be maintained by the registrant for a period of two (2) years, and reports must be filed as prescribed in the rules.

D) Types of professional skills necessary for compliance: N/A

The full text of the Proposed Rules begins on the next page:

SECRETARY OF STATE

NOTICE OF PROPOSED RULES

TITLE 2: GOVERNMENTAL ORGANIZATION
CHAPTER III: SECRETARY OF STATE

PART 560
LOBBYIST REGISTRATION AND REPORTS

SUBPART A: DEFINITIONS

Definitions

SUBPART B: LOBBYIST REGISTRATION

Persons Required to Register
Designation of Authorized Agent
Persons Not Required to Register
Registration Requirements

SUBPART C: REPORTING REQUIREMENTS

Persons Required to File Reports
Time, Place and Manner for Filing Reports
Categorizing Expenditures
Allocating Expenditures
Hosting Large Gatherings
Expenditures for Immediate Family Members of Officials
Travel and Lodging Accommodations for Officials
Members of Legislative or State Study Committees
Personal and Office Expenses
Salaries, Fees and Compensation
Contributions Reported Under the Election Code
Returned Gifts and Honoraria
Reports in the Absence of Reportable Expenditures
Amending Reports
Termination of Lobbying Activities
Failure to File
Preservation of Records

SUBPART D: PUBLIC DISCLOSURE

Requests for Reports
Location and Business Hours
Official Forms
List of Officials
Fees

SECTION
560.100

SECTION
560.200
560.205
560.210
560.220

SECTION
560.300
560.305
560.310
560.315
560.320
560.330
560.340
560.345
560.350
560.360
560.365
560.370
560.375
560.380
560.385
560.390
560.395

SECTION
560.400
560.402
560.405
560.410
560.420

SECRETARY OF STATE

NOTICE OF PROPOSED RULES

APPENDIX A LOBBYIST REGISTRATION STATEMENTS

ILLUSTRATION A Form R1: Lobbyist Registration Statement -
For Individual/Firm/Partnership/Committee/Association/Corporation or any
Other Organization Employing a Lobbyist on Their Own Behalf
ILLUSTRATION B Form R2: Lobbyist Registration Statement -
For Individual/Firm/Partnership/Committee/Association/Corporation or any
Other Organization Who Performs Lobbying Services on Behalf of Another
ILLUSTRATION C Attachment R1/R2:Lobbyist Registration Attachment -
For Individual Lobbyist
ILLUSTRATION D Form R3: Lobbyist Registration Attachment -
For Addition or Deletion of Affiliated Lobbyists
ILLUSTRATION E Form R4: Lobbyist Registration Attachment -
For Addition or Deletion of Affiliated Clients

APPENDIX B LOBBYIST EXPENDITURE REPORTS

ILLUSTRATION A Form S1: Lobbyist Expenditure Report -
Summary of Reportable Expenditures
ILLUSTRATION B Schedule 1A/2A: Lobbyist Expenditure Report -
Itemized Expenditures for Travel and Lodging or Meals, Beverages and
Entertainment
ILLUSTRATION C Schedule 1B/2B: Lobbyist Expenditure Report -
Non-Itemized Expenditures for Travel and Lodging or Meals, Beverages and
Entertainment
ILLUSTRATION D Schedule 2C: Lobbyist Expenditure Report -
Expenditures for Large Gatherings
ILLUSTRATION E Schedule 3A/4A: Lobbyist Expenditure Report -
Itemized Expenditures for Gifts or Honoraria
ILLUSTRATION F Schedule 3B/4B: Lobbyist Expenditure Report -
Non-Itemized Expenditures for Gifts and Honoraria
ILLUSTRATION G Schedule 3C: Lobbyist Expenditure Report -
Expenditures for Gatherings or Giveaways

AUTHORITY: Implementing and authorized by the Lobbyist Registration Act (25 ILCS 170, as amended
by P.A. 88-187).

SOURCE: Adopted at 17 Ill. Reg. _____, effective _____.

NOTE: Italics denote statutory language.

SECRETARY OF STATE

NOTICE OF PROPOSED RULES

SUBPART A: DEFINITIONS

Section 560.100 Definitions

The following definitions shall apply to this Part:

"Act" means the Lobbyist Registration Act (25 ILCS 170), as amended by Public Act 88-187.

"Administrative action" means the execution or rejection of any rule, regulation, legislative rule, standard, fee, rate, contractual arrangement, purchasing agreement or other delegated legislative or quasi-legislative action to be taken or withheld by any executive agency, department, board or commission of the State. (Section 2 of the Act)

"Allocation" means the proration of the expense incurred for lobbying an official when the expenditure or transaction is made for more than one official, but less than twenty-five (25).

"Authorized Agent" means the person employed by the registered entity who is accountable to the Secretary of State for the accurate submission of lobbyist registration statements and expenditure reports required under this Part.

"Beneficiary" means an official as defined in this Section for whose benefit goods or services are incurred for the ultimate purpose of influencing executive, legislative or administrative action.

"Client" means an individual, firm, partnership, committee, association, corporation or any other organization on whose behalf a lobbyist influences officials with respect to executive, administrative and legislative action.

"Compensation" means any money, thing of value or financial benefits received or to be received in return for services rendered or to be rendered, for lobbying, as defined herein. Monties paid to officials by the State as remuneration for performance or reimbursement of expenses in connection with their constitutional and statutory duties as shall not constitute compensation. (Section 2 of the Act)

"Complete Report" means a statement, report or document to be filed with the Secretary of State Index Department in apparent and substantial conformity with the requirements of this Part that shall contain the signature of the person making the filing, the completion of all appropriate sections of the statement or report, and the attachment of all appropriate schedules. Inadvertent error or omission of a minimal nature in the completion of a report, statement or document shall not be deemed as a willful failure to file or a willful filing of false or incomplete information.

"Due Diligence" means when the authorized agent shows that best efforts have been used to obtain, maintain and submit the information required by the Act. With regard to filing complete reports, the authorized agent will not be deemed to have exercised due diligence unless he or she has access to the expense records of the entity and has made at least one effort by a written

SECRETARY OF STATE

NOTICE OF PROPOSED RULES

request to obtain such information from the lobbyist. Such effort shall consist of a clear request for the information which informs the lobbyist that the reporting of such information to the authorized agent is required by law or regulation.

"Employer" means the individual, firm, partnership, committee, association, corporation or any other organization or group of persons by whom a lobbyist is employed, and not the name of the lobbyist's supervisor.

"Executive action" means the proposal, drafting, development, consideration, amendment, adoption, approval, promulgation, issuance, modification, rejection or postponement by a State entity of a rule, regulation, order, decision, determination, contractual arrangement, purchasing agreement or other quasi-legislative or quasi-judicial action or proceeding. (Section 2 of the Act)

"Expenditure" means a payment, distribution, loan, advance, deposit or gift of money or anything of value, and includes a contract, promise or agreement, whether or not legally enforceable, to make an expenditure, for the ultimate purpose of influencing executive, legislative or administrative action, other than compensation as defined herein (Section 2 of the Act). For reporting purposes, anything of value means a tangible item or service with a discernable retail or market value which is verifiable.

"File", "Filed" and "Filing" means with respect to reports, statements and documents required to be filed with the Secretary of State Index Department, 111 East Monroe Street, Springfield, Illinois, by the close of business of the prescribed filing date.

"Grass Roots Lobbying Communication" means any attempt to influence any executive, legislative or administrative action through an attempt to affect the opinions of the general public or any segment thereof. Required elements include a communication which refers to a specific executive, legislative or administrative action; reflects a view on such action; and encourages the recipient of the communication to take action with respect to such executive, legislative or administrative action. For the purposes of this definition, encouraging a recipient to take action with respect to an executive, legislative or administrative action means that the communication: States that the recipient should contact an official, but only if the principal purpose of urging contact with the official is to influence an executive, legislative or administrative action;

States the address, telephone number or similar information of an official;

Provides a petition, tear-off postcard or similar material for the recipient to communicate with an official, but only in the principal purpose of so facilitating contact with the official is to influence an executive, legislative or administrative action; or

Specifically identifies one or more officials who will decide on the executive, legislative or administrative action as: opposing the communication's view with respect to the executive, legislative or administrative action; being undecided with respect to such

NOTICE OF PROPOSED RULES

action; being the recipient's representative in the legislature; or being a member of the legislative committee, subcommittee, or any official participating in the decision making process that will consider the action. Encouraging the recipient to take action under this paragraph does not include naming the main sponsor(s) of the legislation or the constitutional officer or employee for the purposes of identifying the action.

However, any reportable expenditure made for or on behalf of an official by a member of the general public as a result of a Grass Roots Lobbying Communication may constitute lobbying activity requiring that individual to register as a lobbyist.

"Influencing" means any communication, action, or reportable expenditure as prescribed in Subpart C of this Part or other means used to promote, support, affect, modify, oppose or delay any executive, legislative or administrative action or to promote goodwill with officials, as defined herein.

"Legislative action" means the development, drafting, introduction, consideration, modification, adoption, rejection, review, enactment or passage or defeat of any bill, amendment, resolution, report, nomination, administrative rule, or other matter by either house of the General Assembly or a committee thereof, or by a legislator. Legislative action also means the action of the Governor in approving or vetoing any bill or portion thereof, and the action of the Governor or any agency in the development of a proposal for introduction in the legislature. (Section 2 of the Act)

"Lobbying" means any communication with an official of the executive or legislative branch of State government as defined herein for the ultimate purpose of influencing executive, legislative or administrative action (Section 2 of the Act). The following are hereby excluded from the definition of "lobbying":

Lobbying shall not be construed to infringe in any way the right of a citizen to lawfully petition a member of the General Assembly or any other public official;

Any grass roots lobbying communication as defined herein by a firm, partnership, committee, association, corporation or any other organization or group of persons which undertakes to communicate with their shareholders, affiliated members or constituents to promote or encourage their contact with state officials regarding executive, legislative or administrative action; however, any expenditure made by the shareholder, affiliated member or constituent for or on behalf of an official as a result of the communication may constitute lobbying activity requiring an individual to register as a lobbyist.

Any communication by any candidate or candidate committee in relation to the candidate's campaign, or other communications by a political party committee registered with the Illinois State Board of Elections or Federal Election Commission;

Any communication by a political committee registered with the Illinois State Board of Elections or Federal Election Commission in connection with a question of public policy referendum to be presented to the electors; and

NOTICE OF PROPOSED RULES

Any professional, technical or ministerial function as a normal course of business.

"Lobbyist" means any person who undertakes communication with an official of the executive or legislative branch of State government as defined herein for the ultimate purpose of influencing executive, legislative or administrative action.

"Official" means:

the Governor, Lieutenant Governor, Secretary of State, Attorney General, State Treasurer and State Comptroller;

Chiefs of Staff for officials described in (a);

Cabinet members of any elected constitutional officer, including Directors, Assistant Directors and Chief Legal Counsel or General Counsel; and other position titles compiled by the Secretary of State Index Department that are deemed by their employing Constitutional Officer to be an official under this Part; and

Members of the General Assembly

Official shall not be construed to mean or include those individuals possessing power of attorney on behalf of an official.

"Person" means any individual, firm, partnership, committee, association, corporation or any other organization or group of persons. (Section 2 of the Act)

"Professional Services and Technical Skills" shall be limited to advice and analysis directly applying any professional or technical discipline. For example, drafting of a legal document accompanying a bid or proposal does not subject a person to register pursuant to this Part. Similarly, technical advice on the performance or operational capability of a piece of equipment rendered directly in the negotiation of a contract does not subject a person to register pursuant to this Part. However, communications with the intent to influence made by a professional or a technical person are not allowable under this Part.

"Recipient of Expenditure" means a person or business which receives payment for goods or services rendered as part of a lobbying activity, i.e., merchant.

SUBPART B: LOBBYIST REGISTRATION

Section 560.200 Persons Required to Register

The following persons shall register with the Secretary of State, Index Department:

- a) *Any person who, for compensation or otherwise, either individually or as an employee or contractual employee of another person, undertakes to influence executive, legislative*

SECRETARY OF STATE

NOTICE OF PROPOSED RULES

or administrative action.

b) *Any person who employs another person for the purposes of influencing executive, legislative or administrative action.* (Section 3 of the Act)

1) "person who employs" means the person employed by the entity responsible for lobbying activities who has the authority to hire or enter into contracts regarding lobbyist activities.

2) The "person who employs" directs lobbying activities regardless of whether meeting directly with officials or visiting the Capitol.

Section 560.205 Designation of Authorized Agent

Every registered entity may designate on the appropriate Registration Statement an Authorized Agent responsible for keeping the records and filing the statement and reports required by this Part.

Section 560.210 Persons Not Required to Register

This Part is not intended and shall not be construed to apply to the following:

a) *Persons who, for the purpose of influencing executive, legislative or administrative action and who do not make expenditures that are reportable pursuant to Subpart C of this Part, appear without compensation or promise thereof only as witnesses before committees of the House and Senate for the purpose of explaining or arguing for or against the passage of or action upon any legislation then pending before such committees, or who seek without compensation or promise thereof the approval or veto of any legislation by the Governor.*

b) *Persons who own, publish, or are employed by a newspaper or other regularly published periodical, or who own or are employed by a radio station, television station, or other bona fide news medium which in the ordinary course of business disseminates news, editorial or other comment, or paid advertisements which directly urge the passage or defeat of legislation.*

1) *This exemption shall not be applicable to such an individual insofar as he receives additional compensation or expenses from some source other than the bona fide news medium for the purpose of influencing executive, legislative or administrative action.*

2) *This exemption does not apply to newspapers and periodicals owned by or published by trade associations and profit corporations engaged primarily in endeavors other than dissemination of news.*

c) *Persons performing professional services in drafting bills or in advising and rendering opinions to clients as to the construction and effect of proposed or pending legislation where such professional services are not otherwise, directly or indirectly, connected with executive, legislative or administrative action.*

d) *Persons who are employees of departments, divisions, or agencies of State government, and who appear before committees of the House and Senate for the purpose of explaining how the passage of or action upon any legislation then pending before such committees*

SECRETARY OF STATE

NOTICE OF PROPOSED RULES

will affect said departments, divisions or agencies of State government (Section 4 of the Act). No communication by a department, division or agency regarding any executive, legislative or administrative action being proposed shall be construed as lobbying activities qualifying a department, division or agency of state government to register under this Part.

e) *Employees of the General Assembly, legislators, legislative agencies and legislative commissions.*

f) *Persons who possess technical skills and knowledge relevant to certain areas of executive, legislative, or administrative actions, whose skills and knowledge would be helpful to officials regardless of whether such assistance was requested when considering such actions whose activities are limited to making occasional appearances for or communicating on behalf of a registrant and who do not make expenditures that are reportable pursuant to Subpart C of this Part even though receiving expense reimbursement for such occasional appearances.*

g) *Any full-time employee of a bona fide church or religious organization who represents that organization solely for the purpose of protecting the right of the members thereof to practice the religious doctrines of such church or religious organization.*

h) *Persons who receive no compensation from their immediate employer other than reimbursement for expenses of up to \$500 per year while engaged in lobbying State government, unless those persons make expenditures that are reportable under Subpart C of this Part.*

i) *Any attorney in the course of representing a client in any administrative or judicial proceeding, or any witness providing testimony in any administrative or judicial proceeding, in which ex parte communications are not allowed and who does not make expenditures that are reportable pursuant to Subpart C of this Part. The act of representing a client in any administrative or judicial proceeding begins with the retaining of legal counsel for that purpose.*

j) *Persons who, in the scope of their employment as a vendor, offer or solicit an official for the purchase of any goods or services where:*

1) *said solicitation is limited to either an oral inquiry or written advertisements and informative literature; or*

2) *said goods and services are subject to pre-qualification or competitive bidding requirements of the Illinois Purchasing Act, Architectural, Engineering, and Land Surveying Qualifications Based Selection Act, and Local Government Professional Services Selection Act; or*

3) *said goods and services are for sale at a cost not to exceed \$5,000; and*

4) *such persons do not make expenditures that are reportable under Subpart C of this Part. (Section 4 of the Act)*

k) *Persons including elected or appointed officials of political subdivisions of the state who undertake Grass Roots Lobbying as defined herein.*

l) *Any person who makes a reportable expenditure and was not previously required to register pursuant to Section 560.210 shall register within ten (10) business days of making that expenditure.*

NOTICE OF PROPOSED RULES

Section 560.220 Registration Requirements

- a) *Every person required to register under Section 560.200 shall register each and every year, or before any such service is performed which requires the person to register. No person shall engage in lobbying or employ any person for the purpose of lobbying who is not registered with the Office of the Secretary of State except on condition that the person register and the person does in fact register within ten (10) working days of an agreement to conduct any lobbying activity (Section 5 of the Act). Every lobbying entity may register a person as an Authorized Agent responsible for reporting under this Part. The registrant may assume the position of Authorized Agent for registration as specified in Section 560.205 (b) of this Part.*
- b) The Authorized Agent or person engaged in lobbying on a contractual or salaried basis shall file a Lobbyist Registration Statement and appropriate attachment(s). Registrants shall use official forms for the submission of registration statements (see Section 560.405).
- 1) Lobbying on own behalf
 - A) An individual, firm, partnership, committee, association, corporation or any other organization employing a lobbyist on their own behalf shall file a Lobbyist Registration Statement Form R1 along with appropriate Lobbyist Registration Attachment(s) Form R1A.
 - B) A Lobbyist Registration Form R1A must be filed with the Lobbyist Registration Statement for each individual who is self-employed or employed as a lobbyist on a full-time or part-time basis by the entity in a position performing services on behalf of an employer/self.
 - C) The person who employs as defined in Section 560.200 (b)(1) must file a Lobbyist Registration Attachment Form R1A on his/her own behalf.
 - 2) Lobbying on behalf of others
 - A) An individual, firm, partnership, committee, association, corporation or any other organization who performs lobbying services on behalf of another shall file Lobbyist Registration Statement Form R2 along with the appropriate Lobbyist Registration Attachment(s) Form R2A.
 - B) A Lobbyist Registration Form R2A must be filed with the Lobbyist Registration Statement for each individual who is self-employed or employed as a lobbyist on a full-time or part-time basis by the entity performing contractual lobbying services on behalf of another.
 - C) The person who employs as defined in Section 560.200 (b)(1) must file a Lobbyist Registration Attachment Form R1A on his/her own behalf.
 - c) Upon the beginning of each calendar year, persons required to register under 560.200 shall register by January 20 for that year if their employment, contractual or otherwise, is in effect from the previous year. By December 15 of each year, the Secretary of State Index Department will send to all current registrants reminder notices of the January 20 deadline. Any person or entity who has not registered by January 20 is deemed not to be engaged in lobbying activities for that calendar year and will not be sent further notices from the Secretary of State Index Department.

NOTICE OF PROPOSED RULES

- d) The following information shall be filed in the Office of the Secretary of State Index Department. Registration information shall be submitted in the format prescribed in Appendix A, and shall contain the following information:
- 1) *The name and address of the registrant.*
 - 2) *The name and address of the person or persons employing or retaining the registrant to perform such services or on whose behalf the registrant appears.*
 - 3) *A brief description of the executive, legislative, or administrative action in reference to which such service is to be rendered.*
 - 4) *A picture of the registrant (Section 5 of the Act).*
- e) For the purpose of reporting under this Part, a lobbyist is deemed to be employed full-time or part-time according to the classification given by the person who employs. Full-time status does not require the person to be employed only by the registered entity, but that the salary, fee or compensation paid to that person is solely attributed to the person's lobbying activity performed for that entity.
- f) Registration statements shall be filed with the Secretary of State Index Department, 111 East Monroe Street, Springfield, Illinois 62756. Statements may be filed in person between the hours of 8:00 a.m. and 4:30 p.m., Monday through Friday, excluding official state holidays, or may be sent by mail. If the filing deadline falls on a weekend or official state holiday, the deadline will be extended to that next business day.
- g) All registration statements must be accompanied by a single, annual and non-refundable \$50 registration fee in the form of a check or money order made payable to the Secretary of State.
- 1) Persons solely employed by a firm, partnership, committee, association, corporation or any other organization or group of persons who are engaged in lobbying on their own behalf, on a part-time or full-time basis, shall pay a \$50 registration fee to be included with the employer's registration statement.
 - 2) Persons engaged in lobbying on behalf of another pursuant to a contractual agreement shall pay a \$50 registration fee to be included with their individual registration statement or the registration statement of the employing entity engaged in lobbying activity on behalf of another.
 - 3) All entities engaged in lobbying activity shall submit a registration statement. The entity need not submit a separate registration fee on its own behalf provided there is at least one person solely employed by the entity who is submitting a registration fee.
 - 4) The Secretary of State Index Department will send an acknowledgment to each registrant indicating the date of receipt for all statements delivered by mail or in person. Acknowledgment of a complete registration filing will be sent only if the statement is accompanied by the proper registration fee or late filing fee.

SUBPART C: REPORTING REQUIREMENTS

Persons Required to File Reports

Section 560.300

SECRETARY OF STATE

SECRETARY OF STATE

NOTICE OF PROPOSED RULES

NOTICE OF PROPOSED RULES

- a) *Except as otherwise provided in this Section, every person required to register as prescribed in Section 560.200 shall report under oath to the Secretary of State all expenditures for lobbying made or incurred by the lobbyist on his behalf or the behalf of his employer (Section 6 of the Act). Expenditures shall be reported in the format prescribed in Appendix B.*
- b) *In the case where an individual is solely employed by another person to perform job related functions, any part of which includes lobbying, the employer shall be responsible for reporting all lobbying expenditures incurred on the employer's behalf as shall be identified by the lobbyist to the employer preceding such report (Section 6 of the Act). All persons must register before making reportable expenditures for or on behalf of officials or within ten (10) days of making a reportable expenditure by persons who were previously not required to register under Section 560.210. For expenditures in excess of \$100, the registrant's report shall identify the individual who incurred the expenditure on the employer's behalf (see Section 560.305 (a)). This report shall be filed in the format prescribed by Appendix B.*
- c) *Contractual lobbyists shall report all non-reimbursed expenditures. Employers shall report all expenditures reimbursed to the contractual lobbyist as if the expenditure was made directly to the recipient of the expenditure (see 560.100 "Recipient of Expenditure"). The employer need not report any salaries, fees, or other compensation to the contractual lobbyist (see Section 560.360).*
- d) *Any additional lobbying expenses incurred by the employer, which are separate and apart from those incurred by the contractual employee, shall be reported by the employer. (Section 6 of the Act)*

Section 560.305

Time, Place and Manner for Filing Reports

- a) *Reports under this Section shall be filed by July 31, for expenditures from the previous January 1 through the later of June 30 or the final day of the regular General Assembly session, and by January 31, for expenditures from the entire previous calendar year (Section 6 of the Act). Registrants shall use official forms for the submission of expenditure reports (see Section 510.405).*
- b) *Reports may be filed in person or by mail between the hours of 8 a.m. and 4:30 p.m., Monday through Friday, at Secretary of State Index Department, 111 East Monroe Street, Springfield, Illinois 62756.*
- c) *The Secretary of State Index Department will send to registrants an acknowledgment of filing indicating the date of receipt for all reports delivered by mail or in person.*
- d) *Within ten (10) business days after a reporting deadline, the Secretary of State Index Department shall send to registrants notification of failure to file a report.*
- e) *Any change in address must be submitted in writing to the Secretary of State Index Department within ten (10) business days of the change.*

Section 560.310

Categorizing Expenditures

- a) *The report shall itemize each individual expenditure or transaction over \$100 and shall*

include the name of the official on whose behalf the expenditure was made, the name of the client on whose behalf the expenditure was made, the total amount of the expenditure, the date on which the expenditure occurred and the subject matter of the lobbying activity, if any (Section 6 of the Act). If there is no subject matter pertaining to lobbying activities in connection with an expenditure for or on behalf of an official the term "good will" should be reported as the subject matter (see Appendix B). Allocation is permitted for determining the itemization threshold (see Section 560.315).

- b) *Expenditures attributable to lobbying officials shall be listed and reported according to the following categories (see also Appendix B):*
- 1) *travel and lodging on behalf of others;*
 - 2) *meals, beverages and other entertainment;*
 - 3) *gifts;*
 - 4) *honoraria.*
- c) *Individual expenditures required to be reported as described herein which are equal to or less than \$100 in value need not be itemized but are required to be categorized and reported by officials (listed by the registrant on Schedule B) in an aggregate total in the manner prescribed by Appendix B (Section 6 of the Act). Allocation is permitted for determining the itemization threshold (see Section 560.315).*

Section 560.315

Allocating Expenditures

- a) *For reporting purposes, the registrant may allocate the expenditure or transaction, including gratuity, by prorating the amount among the number of beneficiaries, regardless of whether they qualify as an official under this Part. Example: If an expenditure or transaction is made for a group of less than twenty-five (25) persons, where non-officials are also beneficiaries, the total cost is divided by the total number of both officials and non-officials, e.g. a lobbyist buys dinner for a group of five persons, two of whom are officials and three of whom are non-officials who are not immediate family members of an official. For reporting purposes, the total cost of the expenditure or transaction is divided by five to compute whether or not the expenditure is required to be itemized, i.e. exceeds \$100 per beneficiary, or reported as a non-itemized expenditure.*
- b) *Alternatively, the registrant may report the exact amount of the expenditure or transaction, adding the gratuity, by prorating the total gratuity among the number of beneficiaries, both officials and non-officials.*
- c) *To be included in the allocation calculation, the lobbyist(s) must be present and participating at the event where the expenditure occurred. When two or more lobbyists divide the bill for an expenditure or transaction as in the example above, each must report the exact amount expended as required in this Part, however, when the division of multiple payors brings the allocated amount below the itemization threshold, the expenditure must be reported in Schedule A as itemized regardless of whether the amount divided is in excess of \$100.*

Section 560.320

Hosting Large Gatherings

NOTICE OF PROPOSED RULES

- a) *Expenditures incurred for hosting receptions, benefits and other large gatherings held for purposes of goodwill or otherwise to influence executive, legislative or administrative action to which there are twenty-five (25) or more State officials invited shall be reported as prescribed in Appendix B, listing the total amount of the expenditure, the date of the event, and the estimated number of officials in attendance.* (Section 6 of the Act)
- b) A general description of the event and the number of invitations delivered may constitute sufficient evidence that the expenditure need not be itemized, and that the event has been properly categorized under this Section. Example: the fact that all of the members of the General Assembly are invited to an event may constitute sufficient evidence that the event is properly reported under this category.
- c) Expenditures incurred for generic gifts or product samples for goodwill or otherwise to influence executive, legislative or administrative action to which there are 25 or more officials receiving substantially identical items shall be reported listing only the total amount of the expenditure, description of the gift or product sample, the date of purchase or distribution and the estimated number of officials receiving the item. The reportable cost for product samples should be the market price of the product, or if it is not presently being sold, its estimated value.

Section 560.330 Expenditures for Immediate Family Members of Officials

- a) *Each individual expenditure required to be reported shall include all expenses made for or on behalf of State officials and members of the immediate family of those persons* (Section 6 of the Act). The expenditure shall be reportable as if the expenditure was made to the official.
- b) "Immediate family member" shall be defined as a spouse, parent, child or sibling of the official.
- c) When a registrant is invited to, attends, or acknowledges a family gathering that is neither political nor of a business nature where it is customary to give a gift or memorial, e.g., a wedding, funeral, anniversary, graduation, birthday, or holiday celebration, and the gift or memorial is not in excess of \$100, the gift or memorial need not be reported under this Part.
- d) Expenditures by a lobbyist for or on behalf of an official who is a member of their immediate family need not be reported under this Part.

Section 560.340 Travel and Lodging Accommodations for Officials

Under the category of travel and lodging, reports shall include, but are not limited to, all travel and lodging accommodations provided free of charge to or on behalf of an official during sessions of the General Assembly when the official would otherwise have to incur the expense on his or her own behalf. However, diminutive travel incurred within the legislator's district, or anywhere else under 20 miles, need not be reported. Examples of Reportable Expenditures: 1) a lobbyist gives ride to an official from Chicago to Springfield; 2) a lobbyist furnishes an official with lodging accommodations at the lobbyist's home, or other lodging accommodations regardless if located in Illinois.

NOTICE OF PROPOSED RULES

Section 560.345 Members of Legislative or State Study Committees

Reasonable and bona fide expenditures made by the registrant who is a member of a legislative or State study commission or committee while attending and participating in meetings and hearings of such commission or committee need not be reported (Section 6 of the Act). Any expenditures for meals, beverages, entertainment, gifts or honoraria made by a registrant for or on behalf of an official not pertinent to the meeting or hearing, shall be reported.

Section 560.350 Personal and Office Expenses

- a) *Reasonable and bona fide expenditures made by the registrant for personal sustenance, lodging and travel not on the behalf of an official, office expenses and clerical or support staff need not be reported* (Section 6 of the Act) regardless of whether the goods or services are purchased or leased from an entity in which an official has an ownership interest.
- b) Expenses in relation to any effort by a firm, partnership, committee, association, corporation or any other organization or group of persons which undertakes to communicate with their shareholders, affiliated members or constituents to promote or encourage their contact with state officials regarding executive, legislative or administrative action need not be reported.
- c) Expenses in relation to any communication by any candidate or candidate committee in relation to the candidate's campaign, or other communications by a political party committee registered with the Illinois State Board of Elections or Federal Election Commission need not be reported.
- d) Any communication by a political committee registered with the Illinois State Board of Elections or Federal Election Commission in connection with a question of public policy referendum to be presented to the electors need not be reported.

Section 560.360 Salaries, Fees and Compensation

Salaries, fees, and other compensation paid to the registrant for the purpose of lobbying, and not directly related to a reimbursable expenditure, need not be reported by the employer regardless of whether that individual is an employee of, or has an ownership interest in, the firm, partnership, committee, association, corporation or any other organization or group of persons. Reimbursable expenditures are reportable by the firm, partnership, committee, association, corporation or any other organization or group of persons.

Section 560.365 Contributions Reported Under the Election Code

- a) Any contribution made by a person pursuant to Article 9 of the Election Code (10 ILCS 5/9), either monetary or in-kind, as well as any monetary or in-kind expenditure made by a political committee, need not be reported.
- b) Communications by political committees shall be reported, unless they relate to:
 - 1) any effort by a firm, partnership, committee, association, corporation, or any

NOTICE OF PROPOSED RULES

other organization or group of persons which uses a political committee to communicate with their shareholders, affiliated members or constituents to promote or encourage their contact with state officials regarding executive, legislative or administrative action.

- 2) any communication by any candidate or candidate committee in relation to the candidate's own campaign or other communications by a political party committee registered with the Illinois State Board of Elections or Federal Election Commission.
- 3) Any communication by a political committee registered with the Illinois State Board of Elections or Federal Election Commission in connection with a question of public policy referendum to be presented to the electors.
- c) Any expenditure relating to travel and lodging; meals, beverages, or entertainment; and gifts or honoraria, made for or on behalf of an official, which is not provided in return for a contribution must be reported regardless of whether the expenditure was made by a political action committee. However, the political action committee need not register independently.

Section 560.370 Returned Gifts and Honoraria

Gifts and honoraria returned to the registrant within thirty (30) days of the date of receipt need not be reported (Section 6 of the Act). A registrant's reports listing gifts or honoraria which have been returned shall be amended pursuant to Section 560.375 or by submitting a letter of explanation. The amendment shall be filed no later than fifteen (15) days from the receipt of the notice of nonacceptance.

Section 560.375 Reports in the Absence of Reportable Expenditures

Registrants who made no reportable expenditures during a reporting period shall file a report stating that no expenditures were incurred (Section 6 of the Act). All lines shall be completed on the form Schedule S1 attached as Appendix B listing "none." Such reports shall be completed and filed in accordance with the deadlines as prescribed in this Subpart.

Section 560.380 Amending Reports

Any change in information previously submitted in a statement or report shall be disclosed by completing and filing an amended statement or report within ten (10) business days following such change.

Section 560.385 Termination of Lobbying Activities

- a) A contractual lobbyist who terminates the employment or duties which required him or her to register under this Part shall give the Secretary of State Index Department, within thirty (30) days after the date of such termination, written notice of such termination, and shall include a report of the expenditures described herein, covering the period of time since the filing of his or her last report to the date of termination of employment. Such notice and report shall be final and relieve said registrant of further reporting under this

SECRETARY OF STATE

NOTICE OF PROPOSED RULES

- b) *Part, unless and until he or she later takes employment or assumes duties requiring registration under this Part.* (Section 6 of the Act)
Registrants who are solely employed by a firm, partnership, committee, association, corporation or any other organization or group of persons shall submit a letter indicating that he or she no longer lobbies for that entity. No reporting of expenditures is due until the next filing period unless the firm, partnership, committee, association, corporation or any other organization or group of persons terminates lobbying activities.

Section 560.390 Failure to File

Failure to file any such report within the time designated or the reporting of incomplete information may constitute a violation of this Part. Inadvertent error or omission of a minimal nature in the completion of a report, statement or document shall not be deemed as a willful failure to file or a willful filing of false or incomplete information if due diligence can be shown. *Within ten (10) days after a filing deadline, the Secretary of State shall notify by certified mail the Authorized Agent for any registrant who is deemed required to file, but has failed to do so.* (Section 7 of the Act)

- a) For good cause shown, the Director of the Index Department may extend the time for compliance for an additional thirty (30) days after the date of the filing deadline. No further extensions of time shall be given.
- b) Copies of all records shall be maintained by the Index Department for inspection by the Attorney General to ensure compliance with the Act.

Section 560.395 Preservation of Records

- a) *A registrant shall preserve for a period of two (2) years copies of all receipts and records forwarded to the Authorized Agent which were used in preparing reports under this Part.* (Section 6 of the Act)
- b) Pursuant to Section 10 of the Act, the Authorized Agent shall preserve for a period of two (2) years original copies of all receipts and records as itemized below:
 - 1) The total of all expenditures made in connection with lobbying activities;
 - 2) The full name and mailing address of any recipient of expenditures if subject to itemization;
 - 3) Proof of payment, stating particulars, for every expenditure in excess of \$100;
 - 4) The allocation formula used in proration of expense(s) incurred for or on behalf of an official when an expenditure or transaction is made for more than one (1) official, but less than twenty-five (25);
 - 5) A list of the officials invited to a large gathering in order to constitute sufficient evidence that the event is properly reported under this category.

SUBPART D: PUBLIC DISCLOSURE

Requests for Reports

Section 560.400

NOTICE OF PROPOSED RULES

- a) All requests to view or copy expenditure reports and lists of registrants shall be made in person or submitted in writing. Copies must be paid for in advance.
- b) All statements and reports filed under this Part with the Secretary of State Index Department shall be available within two (2) business days for examination and copying by the public at all reasonable times.

Section 560.402

Location and Business Hours

The Office of the Secretary of State Index Department is located at 111 East Monroe Street, Springfield, Illinois, and shall be open each day, except Saturdays, Sundays and State legal holidays, from 8:00 a.m. to 4:30 p.m.

Section 560.405

Official Forms

Registered Lobbyists are required to use only the official forms or photostatic copies of official forms and appropriate schedules approved by the Secretary of State Index Department when filing any lobbyist registration statements or reports.

- a) Copies of official forms may be obtained from the Index Department.
- b) Alternative methods of reporting are prohibited unless prior written approval has been received by the Director of the Index Department.
- c) Prior written approval will be given based on the compatibility of alternative methods with the Index Department's public disclosure procedures.

Section 560.410

List of Officials

The Secretary of State Index Department shall maintain and make available to registrants a list of position titles deemed by their employing Constitutional Officers to be officials under this Part. The Constitutional Officers may provide this list to the Index Department on an annual basis.

Section 560.420

Fees

Expenditure reports and lists of registrants shall be made available to the public at the following fees:

- a) Paper copies of the list of registrants shall be available free of charge. This list is available on computer disk for \$50.
- b) Copies of expenditure reports shall be available for \$.50 per page.
- c) There is no charge to inspect materials filed at the Secretary of State Index Department, 111 East Monroe Street, Springfield, Illinois 62756.

NOTICE OF PROPOSED RULES

Section 560, Appendix A
Illustration A

Lobbyist Registration Statements
Form R1: Lobbyist Registration Statement -
For Individual/Firm/Partnership/Committee/Association/Corporation or any Other
Organization Employing a Lobbyist on Their Own Behalf



LOBBYIST REGISTRATION STATEMENT

FOR INDIVIDUAL/FIRM/PARTNERSHIP/COMMITTEE/ASSOCIATION/CORPORATION
OR ANY OTHER ORGANIZATION EMPLOYING A LOBBYIST ON THEIR OWN BEHALF

FORM
R1

☐ This amends a previous attachment.
(Mark only if this amends a previous filing.)

I. Name and address of registrant

Name _____
Address _____
City _____ State _____ Zip Code _____
Telephone () _____
Facsimile () _____
(List numbers you wish to appear in the list of registered lobbyists.)

II. Name and address of the Authorized Agent
who is responsible for filing reports on behalf
of the registrant(s).

Name _____
Address _____
City _____ State _____ Zip Code _____

III. A brief description of the executive, legislative or
person or persons employing or retaining registrant(s) to perform such services are to be
rendered. (ATTACH LIST IF NECESSARY)

☐ Legislative and/or ☐ Executive/Administrative

☐ Legislative and/or ☐ Executive/Administrative

☐ Legislative and/or ☐ Executive/Administrative

Subscribed to before me this _____ day of _____, 19____
Affix Illinois Notary Seal

(Notary Public)

List Persons Lobbying on behalf of an Individual, Firm, Partnership,
Committee, Association or Corporation.

Date Services Began:	/	/	/
<input type="checkbox"/> Salaried	<input type="checkbox"/> If Contractual		
<input type="checkbox"/> Full Time	<input type="checkbox"/> Name of Employed Entry		
<input type="checkbox"/> Part Time			

Date Services Began:	/	/	/
<input type="checkbox"/> Salaried	<input type="checkbox"/> If Contractual		
<input type="checkbox"/> Full Time	<input type="checkbox"/> Name of Employed Entry		
<input type="checkbox"/> Part Time			

Date Services Began:	/	/	/
<input type="checkbox"/> Salaried	<input type="checkbox"/> If Contractual		
<input type="checkbox"/> Full Time	<input type="checkbox"/> Name of Employed Entry		
<input type="checkbox"/> Part Time			

Date Services Began:	/	/	/
<input type="checkbox"/> Salaried	<input type="checkbox"/> If Contractual		
<input type="checkbox"/> Full Time	<input type="checkbox"/> Name of Employed Entry		
<input type="checkbox"/> Part Time			

Date Services Began:	/	/	/
<input type="checkbox"/> Salaried	<input type="checkbox"/> If Contractual		
<input type="checkbox"/> Full Time	<input type="checkbox"/> Name of Employed Entry		
<input type="checkbox"/> Part Time			

Date Services Began:	/	/	/
<input type="checkbox"/> Salaried	<input type="checkbox"/> If Contractual		
<input type="checkbox"/> Full Time	<input type="checkbox"/> Name of Employed Entry		
<input type="checkbox"/> Part Time			

(An individual lobbyist registration attachment Form R1 must be included for each salaried lobbyist listed. Contractual lobbyists must file separate statements pursuant to rules. Pursuant to Section 5 of the Lobbyist Registration Act: Persons required to register shall submit a single, annual and non-refundable \$50 registration fee.)

SECRETARY OF STATE

NOTICE OF PROPOSED RULES

Section 560, Appendix A
Illustration C
Lobbyist Registration Statements
Attachment R1/R2: Lobbyist Registration Attachment -
For Individual Lobbyist



LOBBYIST REGISTRATION ATTACHMENT

ATTACHMENT
R1
R2

☐ This amends a previous attachment.
(Mark only if this amends a previous filing.)

I. Name and address of registrant

Name _____
Residence Address _____
City _____ State _____ Zip Code _____
Business Address _____
City _____ State _____ Zip Code _____
Telephone () _____
Facsimile () _____
(List numbers you wish to appear in the list of registered lobbyists.)

picture of
registrant
(minimum: 2in. x 3in.)
(maximum: 3in. x 5in.)

II. Name and address of registrant employing person to perform such services.

☐ If salaried employee lobbying exclusively on behalf of an employer, list name and address of employer as indicated in Part I of the Lobbyist Registration Statement.
☐ If performing contractual services, list name and address of entity employing individual lobbyist who is registered as indicated in Part I of Lobbyist Registration Statement, Form R2.

Name _____
Address _____
City _____ State _____ Zip Code _____

DECLARATION

I declare that I will provide the Authorized Agent with all records and receipts of recordable expenditures in sufficient time for the preparation of expenditure reports, and preserve personal copies of records and receipts for two (2) years.

Subscribed to before me this _____ day of _____, 19____.
Affix Illinois Notary Seal.

(Signature of Registrant)

(Notary Public)

SECRETARY OF STATE

NOTICE OF PROPOSED RULES

Section 560, Appendix A
Illustration B
Lobbyist Registration Statements
Form R2: Lobbyist Registration Statement -
For Individual/Firm/Partnership/Committee/Association/Corporation or any Other
Organization Who Performs Lobbying Services on Behalf of Another



LOBBYIST REGISTRATION STATEMENT

FOR INDIVIDUAL/FIRM/PARTNERSHIP/COMMITTEE/ASSOCIATION/CORPORATION OR ANY
OTHER ORGANIZATION WHO PERFORMS LOBBYING SERVICES ON BEHALF OF ANOTHER

FORM
R2

☐ This amends a previous attachment.
(Mark only if this amends a previous filing.)

I. Name and address of registrant

Name _____
Address _____
City _____ State _____ Zip Code _____
Telephone () _____
Facsimile () _____
(List numbers you wish to appear in the list of registered lobbyists.)

List Persons Lobbying on behalf of an Individual, Firm, Partnership, Committee, Association or Corporation.

Date Services Began: / /
If Salaried / If Contractual
☐ Full Time Name of Employed Entity
☐ Part Time
Date Services Began: / /
If Salaried / If Contractual
☐ Full Time Name of Employed Entity
☐ Part Time
Date Services Began: / /
If Salaried / If Contractual
☐ Full Time Name of Employed Entity
☐ Part Time
Date Services Began: / /
If Salaried / If Contractual
☐ Full Time Name of Employed Entity
☐ Part Time
Date Services Began: / /
If Salaried / If Contractual
☐ Full Time Name of Employed Entity
☐ Part Time

II. Name and address of the Authorized Agent who is responsible for filing reports on behalf of the registrant(s).

Name _____
Address _____
City _____ State _____ Zip Code _____

(An individual lobbyist registration statement, Form R3, must be included for each salaried lobbyist/employee. Complete and submit a separate Form R3 for each salaried lobbyist/employee. If the lobbyist/employee is a salaried employee of the lobbyist/registrant, the lobbyist/registrant shall submit a single annual and non-refundable \$50 registration fee.)

III. Name and address of the client retaining registrant(s) to perform such services or on whose behalf the registrant(s) appears, with a brief description of the executive, legislative or administrative action in reference to which such service is to be rendered. (Attach Form R5 if necessary.)

Name _____ Date Services Began: / /
Address _____
City _____ State _____ Zip Code _____
Description _____
☐ Legislative and/or ☐ Executive/Administrative

(Signature of Authorized Agent or Lobbyist)

Subscribed to before me this _____ day of _____, 19____.
Affix Illinois Notary Seal

(Notary Public)

SECRETARY OF STATE

NOTICE OF PROPOSED RULES

Section 560-Appendix A
Illustration D
Lobbyist Registration Statements
Form R3: Lobbyist Registration Attachment -
For Addition or Deletion of Affiliated Lobbyists



LOBBYIST REGISTRATION ATTACHMENT
FOR ADDITION OR DELETION OF AFFILIATED LOBBYISTS

ATTACHMENT

R3

List Persons Lobbying on behalf of an Individual, Firm, Partnership, Committee, Association or Corporation.

<input type="checkbox"/> Include	<input type="checkbox"/> Delete	Date Services Began: / / If Salaried If Contractual <input type="checkbox"/> Full Time <input type="checkbox"/> Part Time Name of Employed Entry
<input type="checkbox"/> Include	<input type="checkbox"/> Delete	Date Services Began: / / If Salaried If Contractual <input type="checkbox"/> Full Time <input type="checkbox"/> Part Time Name of Employed Entry
<input type="checkbox"/> Include	<input type="checkbox"/> Delete	Date Services Began: / / If Salaried If Contractual <input type="checkbox"/> Full Time <input type="checkbox"/> Part Time Name of Employed Entry
<input type="checkbox"/> Include	<input type="checkbox"/> Delete	Date Services Began: / / If Salaried If Contractual <input type="checkbox"/> Full Time <input type="checkbox"/> Part Time Name of Employed Entry
<input type="checkbox"/> Include	<input type="checkbox"/> Delete	Date Services Began: / / If Salaried If Contractual <input type="checkbox"/> Full Time <input type="checkbox"/> Part Time Name of Employed Entry
<input type="checkbox"/> Include	<input type="checkbox"/> Delete	Date Services Began: / / If Salaried If Contractual <input type="checkbox"/> Full Time <input type="checkbox"/> Part Time Name of Employed Entry
<input type="checkbox"/> Include	<input type="checkbox"/> Delete	Date Services Began: / / If Salaried If Contractual <input type="checkbox"/> Full Time <input type="checkbox"/> Part Time Name of Employed Entry

(An individual lobbyist registration attachment Form R3 must be attached for each additional affiliated lobbyist. Pursuant to Section 5 of the Lobbyist Registration Act: Persons required to register shall submit a single, annual and non-refundable \$50 registration fee.)

(Signature of Authorized Agent or Lobbyist)

Subscribed to before me this _____ day of _____, 19____
Affix Illinois Notary Seal

(Notary Public)

SECRETARY OF STATE

NOTICE OF PROPOSED RULES

Section 560-Appendix A
Illustration E
Lobbyist Registration Statements
Form R4: Lobbyist Registration Attachment -
For Addition or Deletion of Affiliated Clients



LOBBYIST REGISTRATION ATTACHMENT
FOR ADDITION OR DELETION OF AFFILIATED CLIENTS

ATTACHMENT

R4

Name and address of the person or persons employing or retaining registrant(s) to perform such services or on whose behalf the registrant(s) appears, with a brief description of the executive, legislative or administrative action in reference to which such service is to be rendered.

<input type="checkbox"/> Include	<input type="checkbox"/> Delete	Date Services Began: / / <input type="checkbox"/> Include <input type="checkbox"/> Delete
Name	Name	Date Services Began: / /
Address	Address	
City	City	State
Zip Code	Zip Code	
Description	Description	
<input type="checkbox"/> Legislative and/or <input type="checkbox"/> Executive/Administrative	<input type="checkbox"/> Legislative and/or <input type="checkbox"/> Executive/Administrative	
<input type="checkbox"/> Include	<input type="checkbox"/> Delete	Date Services Began: / /
Name	Name	Date Services Began: / /
Address	Address	
City	City	State
Zip Code	Zip Code	
Description	Description	
<input type="checkbox"/> Legislative and/or <input type="checkbox"/> Executive/Administrative	<input type="checkbox"/> Legislative and/or <input type="checkbox"/> Executive/Administrative	
<input type="checkbox"/> Include	<input type="checkbox"/> Delete	Date Services Began: / /
Name	Name	Date Services Began: / /
Address	Address	
City	City	State
Zip Code	Zip Code	
Description	Description	
<input type="checkbox"/> Legislative and/or <input type="checkbox"/> Executive/Administrative	<input type="checkbox"/> Legislative and/or <input type="checkbox"/> Executive/Administrative	
<input type="checkbox"/> Include	<input type="checkbox"/> Delete	Date Services Began: / /
Name	Name	Date Services Began: / /
Address	Address	
City	City	State
Zip Code	Zip Code	
Description	Description	
<input type="checkbox"/> Legislative and/or <input type="checkbox"/> Executive/Administrative	<input type="checkbox"/> Legislative and/or <input type="checkbox"/> Executive/Administrative	

(Signature of Authorized Agent or Lobbyist)

Subscribed to before me this _____ day of _____, 19____
Affix Illinois Notary Seal

(Notary Public)

SECRETARY OF STATE


NOTICE OF PROPOSED RULES

Section 560, Appendix B
Illustration A

Lobbyist Expenditure Reports
Form S1: Lobbyist Expenditure Report -
Summary of Reportable Expenditures

Section 560, Appendix B
Illustration B

Lobbyist Expenditure Reports
Schedule 1A/2A: Lobbyist Expenditure Report -
Itemized Expenditures for Travel and Lodging or Meals, Beverages and
Entertainment



FORM

S1

LOBBYIST EXPENDITURE REPORT

SUMMARY OF REPORTABLE EXPENDITURES:

☐ Semi-annual Report

☐ Annual Report

☐ This amends a previous attachment.
(Mark only if this amends a previous filing.)

REPORTING PERIOD:

FROM / / THRU / /

Name of Registrant:

COMPLETE ALL SECTIONS FOR REPORTING PERIOD:

Section 1. TRAVEL AND LODGING ON BEHALF OF CLIENTS

a. Itemized Expenditures (Schedule A) \$

b. Non-Itemized Expenditure (Schedule B) \$

TOTAL TRAVEL AND LODGING \$

Section 2. MEALS, BEVERAGES AND OTHER ENTERTAINMENT

a. Itemized Expenditures (Schedule A) \$

b. Non-Itemized Expenditure (Schedule B) \$

c. Expenditures for Gatherings (Schedule C) \$

TOTAL MEALS, BEVERAGE AND ENTERTAINMENT \$

Section 3. GIFTS

a. Itemized Expenditures (Schedule A) \$

b. Non-Itemized Expenditure (Schedule B) \$

c. Expenditures for Giveaways (Schedule C) \$

TOTAL GIFTS \$

Section 4. HONORARIA

a. Itemized Expenditures (Schedule A) \$

b. Non-Itemized Expenditure (Schedule B) \$

TOTAL HONORARIA \$

SUMMARY FOR REPORTING PERIOD

Total Itemized Expenditures \$

Total Non-Itemized Expenditures \$

Total Expenditures for Gatherings \$

Total Expenditures for Giveaways \$

TOTAL EXPENDITURES FOR REPORTING PERIOD \$

VERIFICATION


I declare that this report (including accompanying schedules and statements) has been examined by me and to the best of my knowledge and belief is a true, correct and complete report as required by the Lobbyist Registration Act. I understand that the penalty for willfully filing a false statement is a business offense with a penalty not to exceed \$10,000.

SIGNATURE OF AUTHORIZED AGENT OR LOBBYIST

(Notary Public)

Subscribed to before me this day of 19

Affix Illinois Notary Seal



Schedule

1A

2A

LOBBYIST EXPENDITURE REPORT

ITEMIZED EXPENDITURES FOR TRAVEL AND LODGING
OR MEALS, BEVERAGES AND ENTERTAINMENT:

Name of Registrant:

REPORTING PERIOD:

FROM / / THRU / /

Full Name and Address of Recipient of Expenditure Made in Excess of \$100 Lobbyist Making Expenditure	Subject Matter Name of Client	Name and Title of Official Benefitting on behalf of the expenditure made	Date Incurred	Amount
Subject: Client:			/ /	\$
Subject: Client:			/ /	\$
Subject: Client:			/ /	\$
Subject: Client:			/ /	\$
Subject: Client:			/ /	\$
Subject: Client:			/ /	\$
Subject: Client:			/ /	\$
Subject: Client:			/ /	\$
Subject: Client:			/ /	\$
Subject: Client:			/ /	\$
Subject: Client:			/ /	\$
Subject: Client:			/ /	\$
Subject: Client:			/ /	\$
Subject: Client:			/ /	\$
Subject: Client:			/ /	\$

(THIS FORM MAY BE REPRODUCED)

TOTAL THIS PERIOD \$

PAGE OF


(Last Page Only)

ILLINOIS REGISTER

SECRETARY OF STATE

NOTICE OF PROPOSED RULES

Section 560 Appendix B
Illustration D
Lobbyist Expenditure Reports
Schedule 2C: Lobbyist Expenditure Report -
Expenditures for Large Gatherings

**LOBBYIST EXPENDITURE REPORT**
EXPENDITURES FOR LARGE GATHERINGS:

Schedule
2C

Name of Registrant:

REPORTING PERIOD:
FROM / / THRU / /

Full Name and Address of Recipient of Expenditure Made in Excess of \$100 for General Reception	General Description of Event, Number of invitations delivered and Estimated number of Attendees (must exceed 25 officials, if fewer report on Schedule 2A)		Date of event	Amount
	No. Invitations	No. Attendees		
	No. Invitations	No. Attendees	/ /	\$
	No. Invitations	No. Attendees	/ /	\$
	No. Invitations	No. Attendees	/ /	\$
	No. Invitations	No. Attendees	/ /	\$
	No. Invitations	No. Attendees	/ /	\$
	No. Invitations	No. Attendees	/ /	\$
	No. Invitations	No. Attendees	/ /	\$
	No. Invitations	No. Attendees	/ /	\$
	No. Invitations	No. Attendees	/ /	\$

(THIS FORM MAY BE REPRODUCED)

TOTAL THIS PERIOD \$
(Last Page Only)


PAGE OF

ILLINOIS REGISTER

SECRETARY OF STATE

NOTICE OF PROPOSED RULES

Section 560 Appendix B
Illustration C
Lobbyist Expenditure Reports
Schedule 1B/2B: Lobbyist Expenditure Report -
Non-Itemized Expenditures for Travel and Lodging or Meals, Beverages and Entertainment

**LOBBYIST EXPENDITURE REPORT**
NON-ITEMIZED EXPENDITURES FOR TRAVEL AND LODGING
OR MEALS, BEVERAGES AND ENTERTAINMENT:

Schedule
1B
2B

Name of Registrant:

REPORTING PERIOD:
FROM / / THRU / /

Name and Title of Official Benefitting on behalf of the expenditure made	Date(s) of Expenditure(s)				Amount
	Occasion No.	Occasion No.	Occasion No.	Occasion No.	
	/ /	/ /	/ /	/ /	\$
	/ /	/ /	/ /	/ /	\$
	/ /	/ /	/ /	/ /	\$
	/ /	/ /	/ /	/ /	\$
	/ /	/ /	/ /	/ /	\$
	/ /	/ /	/ /	/ /	\$
	/ /	/ /	/ /	/ /	\$
	/ /	/ /	/ /	/ /	\$
	/ /	/ /	/ /	/ /	\$

(THIS FORM MAY BE REPRODUCED)

TOTAL THIS PERIOD \$
(Last Page Only)

PAGE OF

SECRETARY OF STATE

SECRETARY OF STATE

NOTICE OF PROPOSED RULES

NOTICE OF PROPOSED RULES

Section 560 Appendix B
Illustration E
Lobbyist Expenditure Reports
Schedule 3A/4A: Lobbyist Expenditure Report -
Itemized Expenditures for Gifts or HonorariaSection 560, Appendix B
Illustration F
Lobbyist Expenditure Reports
Schedule 3B/4B: Lobbyist Expenditure Report -
Non-Itemized Expenditures for Gifts and Honoraria

LOBBYIST EXPENDITURE REPORT

ITEMIZED EXPENDITURES FOR GIFTS OR HONORARIA:

ITEMIZED EXPENDITURES FOR GIFTS OR HONORARIA:

Schedule 3A
4A

Name of Registrant:

REPORTING PERIOD: _____
FROM _____ THRU _____

[illegible]

(THIS FORM MAY BE REPRODUCED)

PAGE _____

TOTAL THIS PERIOD \$
(Last Page Only)



LOBBYIST EXPENDITURE REPORT

NON-ITEMIZED EXPENDITURES FOR GIFTS OR HONORARIA:

Schedule
3B

4B

Name of Registrant:

REPORTING PERIOD: FROM THRU

[illegible]

(THIS FORM MAY BE REPRODUCED)

PAGE _____

TOTAL THIS PERIOD \$ _____
(Last Page Only)

SECRETARY OF STATE
NOTICE OF PROPOSED RULES

Section 560, Appendix B
Illustration G
Lobbyist Expenditure Reports
Schedule 3C: Lobbyist Expenditure Report -
Expenditures for Gatherings or Giveaways

Name of Registrant:		Schedule 3C	
Full Name and Address of Recipient of Expenditure Made in Excess of \$100 for General Reception		REPORTING PERIOD: FROM / / THRU / /	
List General Description of Giveaway, Individual Market Value, Number of gifts delivered. (must exceed 25 officials, if fewer report on schedule 3A)		Date of event	Amount
Ind. Market Value:	No. of Gifts:	/ /	\$
Ind. Market Value:	No. of Gifts:	/ /	\$
Ind. Market Value:	No. of Gifts:	/ /	\$
Ind. Market Value:	No. of Gifts:	/ /	\$
Ind. Market Value:	No. of Gifts:	/ /	\$
Ind. Market Value:	No. of Gifts:	/ /	\$
Ind. Market Value:	No. of Gifts:	/ /	\$
Ind. Market Value:	No. of Gifts:	/ /	\$
Ind. Market Value:	No. of Gifts:	/ /	\$

(THIS FORM MAY BE REPRODUCED)

PAGE _____

TOTAL THIS PERIOD \$ _____
(Last Page Only)

CAPITAL DEVELOPMENT BOARD
NOTICE OF ADOPTED RULES

1) Heading of the Part: Asbestos Abatement Authority Act Procedures
2) Code Citation: 71 Ill. Adm. Code 500

Section Numbers:	Adopted Action:
500.10	New Section
500.20	New Section
500.30	New Section
500.40	New Section
500.50	New Section
500.60	New Section
500.70	New Section
500.80	New Section

4) Statutory Authority: Implementing the Asbestos Abatement Authority Act (Ill. Rev. Stat. 1991, ch. 127, pars. 3500 et. seq.) [20 ILCS 3120] and authorized by the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1991, ch. 127, pars. 1001-1 et seq.) [5 ILCS 100].

- 5) Effective Date of Rules: October 4, 1993
- 6) Does this rulemaking contain an automatic repeal date? No.
- 7) Does this rule contain incorporations by reference? Yes
- 8) Date Filed in Agency's Principal Office? September 30, 1993
- 9) Notice of Proposal Published in Illinois Register:
April 2, 1993, 17 Ill. Reg. 2917.
(Issue date)
- 10) Has JCAR issued a Statement of Objections to this rule? No.
- 11) Difference(s) between proposal and final version:

Minor grammatical and technical changes recommended by JCAR and Administrative Code Division have been made.

In Section 500.10 the language "An act in relation to asbestos" was deleted and replaced with "The Asbestos Abatement Authority Act". The language "or CDB" was added within the parentheses (Board).

CAPITAL DEVELOPMENT BOARD

NOTICE OF ADOPTED RULES

In Section 500.20(c) added the language or "CDB" after "Board".

In Section 550.30(a)(2)(3) added the language ", no subsequent dates or editions. Subsection (b) was deleted. Subsection (c) was amended to (b)."

In Section 550.50, added the language "Variances may be granted when conditions", through the end of the section.

In Section 550.70 the language ", or when removal is deemed to be less cost effective" was changed to ", or when removal is less costly than management of the material in place".

12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes

13) Will this rule replace an emergency rule currently in effect? No

14) Are there any amendments pending on this Part? No

15) Summary and Purpose of Rules: Sets forth procedures to be followed to identify and abate asbestos in State buildings, including citations to Federal and State laws and rules that are incorporated by reference which state specific standards and required procedures.

16) Information and questions regarding this adopted rule shall be directed to:

Claire Taylor, Legal Advisor
Capital Development Board
3rd Floor, William G. Stratton Bldg.
Springfield, Illinois 62703

The full text of the Adopted Rule begins on the next page:

CAPITAL DEVELOPMENT BOARD

NOTICE OF ADOPTED RULES

TITLE 71: PUBLIC BUILDINGS, FACILITIES AND REAL PROPERTY
CHAPTER I: CAPITAL DEVELOPMENT BOARD
SUBCHAPTER c: ASBESTOS ABATEMENT

PART 500

ASBESTOS ABATEMENT AUTHORITY ACT PROCEDURES

- 500.10 Purpose
- 500.20 Definitions
- 500.30 Incorporated Material
- 500.40 Applicability
- 500.50 Variances
- 500.60 Identification of Asbestos
- 500.70 Abatement of Asbestos Hazards
- 500.80 Management of Asbestos in Place

AUTHORITY: Implementing the Asbestos Abatement Authority Act (Ill. Rev. Stat. 1991, ch. 127, pars. 3500 et. seq.) [20 ILCS 3120] and authorized by the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1991, ch. 127, pars. 1001-1 et seq.) [5 ILCS 100].

(Source: Adopted at 17 Ill. Reg. 17908, effective October 4, 1993)

Section 500.10 Purpose

These Asbestos Abatement Authority Act Procedures (Procedures) are established pursuant to the Asbestos Abatement Authority Act (Ill. Rev. Stat. 1991, ch. 127, pars. 3500 et. seq.) [20 ILCS 3120] requiring the Capital Development Board (Board or CDB) to develop and implement a program for the identification and abatement of asbestos in all State governmental buildings and to adopt rules and regulations consistent with this purpose.

Section 500.20 Definitions

- a) "ACM" means Asbestos Containing Material.
- b) "Asbestos Survey Protocol" means CDB's A/E Manual of Procedures for Asbestos Inspections & Management Plans which sets forth procedures for surveying ACM in State buildings.
- c) "Board" or "CDB" means the Capital Development Board.
- d) "Building" means any structure used or intended for supporting or sheltering any use or occupancy.
- e) "Management Plan" means a plan to provide for management of the asbestos in place, pending removal, and to establish the recommended

CAPITAL DEVELOPMENT BOARD

NOTICE OF ADOPTED RULES

- f) response action.
"Operations and Maintenance Program" (O & M Program) means a plan of work practices to provide for the safe operation of a building with ACM, and to keep the ACM in a state of good repair. The O & M Program is a component of a Management Plan.
- g) "Structure" means that which is built or constructed, an edifice or building of any kind, or any piece or work artificially built up or composed of parts joined together in some definite manner.

Section 500.30 Incorporated Material

- a) The following laws, regulations and rules are hereby incorporated by reference as part of these Procedures:
- 1) The Illinois Department of Public Health (IDPH) Rules and Regulations (77 Ill. Adm. Code 855) implemented and authorized by the Asbestos Abatement Act (111. Rev. Stat. 1991, ch. 122, pars. 1401 et seq.) [105 ILCS 105].
 - 2) United States Environmental Protection Agency (USEPA) Asbestos Hazard Emergency Response Act (AHERA) (40 CFR 763-Subpart E, F, and G (1992, no subsequent dates or editions)).
 - 3) National Emission Standard for Hazardous Air Pollutants (NESHAP) (40 CFR 61-Subpart M (1992, no subsequent dates or editions)).
- b) Copies of the incorporated materials are available for inspection and copying by the public at the Capital Development Board, 3rd Floor, Wm. G. Stratton Building, Springfield IL 62706.

Section 500.40 Applicability

This Part applies to all State governmental entities involved in management, maintenance, construction, renovation, remodeling or repair of State owned buildings or structures.

Section 500.50 Variances

The Board shall have the authority to issue variances from these rules, except for schools covered by IDPH. Variances may be granted when conditions, including one or more of the following are present:

- a) When alternative procedures are safer for workers and occupants than the procedures provided in these regulations.
- b) When alternative procedures would be less costly and do not compromise worker or occupant safety.

CAPITAL DEVELOPMENT BOARD

NOTICE OF ADOPTED RULES

- c) When alternative procedures would be less time consuming and do not compromise worker or occupant safety.

Section 500.60 Identification of Asbestos

The asbestos survey protocol compatible with current regulations incorporated by reference above shall be utilized as follows:

- a) A Statewide asbestos survey will be completed by CDB as funds are available through cost recovery litigation or from State's General Revenue Fund. The purpose of the survey shall be to produce a Management Plan, if applicable.
- b) Entire buildings or structures shall be surveyed in conjunction with renovation and demolition projects to identify ACM.
- c) Surveys may be conducted whenever suspected asbestos hazards are reported.

Section 500.70 Abatement of Asbestos Hazards

Asbestos shall be removed when necessary to complete ongoing renovation or demolition projects, when immediate asbestos hazards exist, or when removal is less costly than management of the material in place. Non-removal hazard abatement methods shall be used where appropriate.

Section 500.80 Management of Asbestos in Place

Management Plans identify all ACMs in each building and recommend how each area of asbestos shall be handled. All buildings or structures that have not been surveyed shall be issued a standard (non building specific) O & M Program developed by the Board.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF ADOPTED REPEALER

- 1) The Heading of the Part: Facility Amusement Funds
- 2) Code Citation: 89 Ill. Adm. Code 354
- 3) Section Numbers: Adopted Action:
354.1 Repeal
354.2 Repeal
354.3 Repeal
354.4 Repeal
354.5 Repeal
354.6 Repeal
- 4) Statutory Authority: Section 5004 of the Children and Family Services Act (Ill. Rev. Stat. 1991, ch. 23, par. 5004) [20 ILCS 505/4].
- 5) Effective Date of Repealer: October 5, 1993
- 6) Does this rulemaking contain an automatic repeal date: Yes X No
If so, please specify date:
- 7) Does this repealer contain incorporations by reference? No.
- 8) Date Filed in Agency's Principal Office: October 1, 1993
- 9) Notice(s) of Proposal Published in Illinois Register: June 4, 1993 at 17 Ill. Reg. 8099.
- 10) Has JCAR issued a Statement of Objections to this (these) rule(s)? No.
- 11) Difference(s) between proposal and final version: None.
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes.
- 13) Will this repealer replace an emergency rule currently in effect? No.
- 14) Are there any amendments pending on this Part? No.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF ADOPTED REPEALER

- 15) Summary and Purpose of this repealer: These rules which describe the management of gifts and donations to the amusement funds maintained by Department operated facilities. Since the Department no longer operates any group homes or institutions, these rules are repealed.
- 16) Information and questions regarding this repealer shall be directed to:
Name: Jacqueline Nottingham, Chief
Address: Office of Rules and Procedures
Department of Children and Family Services
406 East Monroe
Springfield, Illinois 62701-1498
Telephone: 217/524-1983
TDD 217/524-3715

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF ADOPTED REPEALER

NOTICE OF ADOPTED REPEALER

- 1) The Heading of the Part: Standards for Department Facilities
- 2) Code Citation: 89 Ill. Adm. Code 376
- 3) Section Numbers: Adopted Action:
376.1 Repeal
376.2 Repeal
376.3 Repeal
- 4) Statutory Authority: Section 2217 of the Child Care Act of 1969 (Ill. Rev. Stat. 1991, ch. 23, par. 2217) [225 ILCS 10/7].
- 5) Effective Date of Repealer: October 5, 1993
- 6) Does this rulemaking contain an automatic repeal date: ____ Yes X No
If so, please specify date:
- 7) Does this repealer contain incorporations by reference? No.
- 8) Date Filed in Agency's Principal Office: October 1, 1993
- 9) Notice(s) of Proposal Published in Illinois Register: June 4, 1993 at 17 Ill. Reg. 8104.
- 10) Has JCAR issued a Statement of Objections to this (these) rule(s)? No.
- 11) Difference(s) between proposal and final version: None.
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes.
- 13) Will this repealer replace an emergency rule currently in effect? No.
- 14) Are there any amendments pending on this Part? No.

- 15) Summary and Purpose of this repealer: These rules required the Department to apply established licensing standards to Department operated facilities. Since the Department no longer operates any group homes or institutions, these rules are repealed.

- 16) Information and questions regarding this repealer shall be directed to:

Name: Jacqueline Nottingham, Chief

Address: Office of Rules and Procedures
Department of Children and Family Services
406 East Monroe
Springfield, Illinois 62701-1498

Telephone: 217/524-1983

TDD 217/524-3715

DEPARTMENT OF EMPLOYMENT SECURITY

NOTICE OF ADOPTED AMENDMENT(S)

1) Heading of the Part: Claimant's Availability For Work, Ability To Work And Active Search For Work

2) Code Citation: 56 Ill. Adm. Code 2865

3) Section Number: Adopted Action:
2865.1 Amended Section
2865.50 Amended Section
2865.60 Amended Section
2865.115 Amended Section
2865.210 Amended Section
2865.215 Amended Section

4) Statutory Authority: Ill. Rev. Stat. 1991, ch. 48, pars. 409, 420, 610 and 611 [820 ILCS 405/409, 405/500, 405/1700 and 405/1701], as amended by P.A. 87-1266, effective March 3, 1993.

5) Effective Date of the Amendment: October 4, 1993, 1993.

6) Does this rulemaking contain an automatic repeal date? No.

7) Does this Rule contain an incorporation by reference? No.

8) Date filed in Agency's Principal Office: October 4, 1993.

9) Notice of Proposal published in Illinois Register: May 14, 1993 at 17 Ill. Reg. 6907.

10) Has JCAR issued a Statement of Objection to these Rules? No.

11) Difference between proposal and final version: "In the Authority Note, all references to "405/" except the first have been deleted from the Compiled Statutes citation; in Section 2865.1, 405 is deleted from the second Compiled Statutes citation, ", as amended" and "300 et seq. is deleted in the definition of "Act"; in Sections 2865.210(d) and 2865.215(f), Section is capitalized.

12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreement letter issued by JCAR?
Yes.

13) Will this replace an emergency rule currently in effect? No.

14) Are there any amendments pending on this Part? No.

DEPARTMENT OF EMPLOYMENT SECURITY

NOTICE OF ADOPTED AMENDMENT(S)

15) Summary and purpose of the rules: Numerous temporary help firms have complained that they have work available but that, when one assignment ends, instead of returning to the firm for another assignment, the worker will report to his local office and file an unemployment insurance claim. Under the Department's current interpretation of Section 500 of the Act, the failure of the worker to contact the temporary help firm following the completion of his last assignment raises a rebuttable presumption that the worker is not actively seeking work for that week. The amendment to Subpart A defines a temporary help firm, and the amendment to Subpart B codifies the Department's interpretation with respect to the rebuttable presumption. These amendments also make several technical corrections to statutory references, names and addresses in Subpart A.

Subpart C is amended to conform to P.A. 87-1266 which suspends subsection K of Section 409 of the Unemployment Insurance Act from March 7, 1993 until January 1, 1995.

16) Information and Questions regarding these Adopted Amendments may be addressed to:

Gregory J. Ramel, Acting Commissioner
Illinois Department of Employment Security
401 South State Street - 2 South
Chicago, Illinois 60605
312/793-4240

The full Text of the Adopted Amendments begin on the next page:

DEPARTMENT OF EMPLOYMENT SECURITY

NOTICE OF ADOPTED AMENDMENT(S)

TITLE 56: LABOR AND EMPLOYMENT
CHAPTER IV: DEPARTMENT OF EMPLOYMENT SECURITY
SUBCHAPTER f: ELIGIBILITY FOR BENEFITS

PART 2865

CLAIMANT'S AVAILABILITY FOR WORK, ABILITY TO WORK
AND ACTIVE SEARCH FOR WORK

SUBPART A: GENERAL PROVISIONS

Section
2865.100 Definitions
2865.105 Union Registration In Satisfaction Of Active Search Provisions
2865.110 Requirements For Union Local Certification
2865.115 Procedures For Approval As A Certified Union

SUBPART B: REGULAR BENEFITS

2865.100 Work Search Requirements For Regular Unemployment Insurance Benefits
2865.105 Able To Work
2865.110 Available For Work
2865.115 Actively Seeking Work
2865.120 Suitability Of Work - Labor Standards
2865.125 Availability For Part Time Work Only
2865.130 Director's Approval Of Training
2865.135 Availability For Work And Active Search For Work: Attendance At Training Courses
2865.140 Regular Attendance In Approved Training

SUBPART C: EXTENDED BENEFITS

2865.205 Applicability Of Rules For Eligibility For Regular Benefits
2865.210 Systematic And Sustained Search For Work
2865.215 When An Individual's Prospects For Finding Work Shall Be Deemed To Be Good

AUTHORITY: Implementing and authorized by Sections 409, 500, 1700 and 1701 of the Unemployment Insurance Act (Ill. Rev. Stat. 1991, ch. 48, pars. 409, 420, 610, and 611 [820 ILCS 405/409, 405, 405 and 405] (see P.A. 87-1266, effective March 3, 1993).

SOURCE: Adopted at 10 Ill. Reg. 11887, effective July 1, 1986; amended at 14 Ill. Reg. 18466, effective November 5, 1990; amended at 17 Ill. Reg. 17917, effective October 4, 1993.

DEPARTMENT OF EMPLOYMENT SECURITY

NOTICE OF ADOPTED AMENDMENT(S)

SUBPART A: GENERAL PROVISIONS

Section 2865.1 Definitions

All other terms used in this Part shall have the meaning set forth in definitions, Sections 200 through 247 of the Unemployment Insurance Act (Ill. Rev. Stat. 198991, ch. 48, pars. 310 through 372) [820 ILCS 405/200 through 247], unless the context requires otherwise. Throughout this Part, the use of terms imparting the masculine gender shall also apply to the feminine gender.

"Act" means the Unemployment Insurance Act, -as-amended (Ill. Rev. Stat. 198991, ch. 48, pars. 300 et seq.) [820 ILCS 405].

"Agency" means the Department of Employment Security.

"Claimant" means a person who applies for benefits under the Act.

"Customary occupation" means the work in which the individual was last engaged or the occupation for which he is best qualified by training, experience and education.

"Employing unit" shall have the same meaning as that set forth in Section 204 of the Act (Ill. Rev. Stat. 198991, ch. 48, par. 314) [820 ILCS 405/204].

"Full-time work" is the number of hours a class of workers would customarily work if the employing unit had all of the work it could handle without working overtime. Except where the contrary is provided by a collective bargaining agreement or company policy, full time work is customarily 40 hours per week. For example, 37.5 hours per week is full time work for Illinois state employees because it is so provided by state personnel policy.

"Local office" means the office of the Agency servicing claimants who live in a specific geographical area.

"Regular employing unit" is either the employing unit for which an individual expects to continue working and to work full time if business warrants it, or any employing unit for which the individual worked full time for nine consecutive weeks during the preceding 52 weeks.

DEPARTMENT OF EMPLOYMENT SECURITY

NOTICE OF ADOPTED AMENDMENT(S)

"Temporary help firm" means an employing unit that hires its own employees and assigns them to clients to support or supplement the client's workforce in work situations such as employee absences, temporary skill shortages, seasonal workloads, and special assignments and projects.

(Source: Amended at 17 Ill. Reg. 17917, effective October 4, 1993

Section 2865.50 Union Registration In Satisfaction Of Active Search Provisions

- a) Upon request, a claimant will satisfy the active search for work provisions of Section 500(C) of the Employment-Insurance-Act (Ill. Rev. Stat. 198591, ch. 48, par. 420(C) [820 ILCS 405/500(C)], hereinafter referred to as "the Act", by registering for work with a union qualified under Section 2865.55-of-this-Part.
- a) A claimant who is unemployed, belongs to the job classification of workers represented by the union and reports periodically (but not less than monthly), in person, to his local union placement service, shall meet the work search requirements of Section 500(C) of the Act-{Ill.-Rev.-Stat.-1985; ch.-48;-par.-420(C)}.
- 2) Meeting the requirements set forth in subsection (a)(1) shall not relieve the claimant from satisfying all other requirements of the Act regarding eligibility for benefits, including the additional work search requirements of Section 409(K) of the Act-{Ill.-Rev.-Stat.-1985; ch.-48; par.-409(K)}, except during weeks beginning on or after March 7, 1993 and before January 1, 1995 when such additional requirements do not apply regarding extended-benefits.

- b) The Agency shall maintain an updated listing of all unions qualified under Section 2865.55.
- c) Any local union certified by the Director before the effective date of this Section shall continue to be certified, without further action on its part, so long as it continues to meet the requirements of Section 2865.55(a).

(Source: Amended at 17 Ill. Reg. 17917, effective October 4, 1993

DEPARTMENT OF EMPLOYMENT SECURITY

NOTICE OF ADOPTED AMENDMENT(S)

Section 2865.60 Procedures For Approval As A Certified Union

- a) Any union local may seek approval under Section 2865.55 by requesting from the local office or the Labor Dispute-Section-of-the-Administrative-Hearings Subdivision Adjudication Section of Field Operations a "Union Registration and Placement Questionnaire", (Ben-629), which shall request the information necessary to insure compliance with the requirements on placement services in Section 2865.55. The form shall be completed and returned to:

Labor-Dispute-Section-of-Administrative-Hearings
Field Operations, Adjudication Section
Illinois Department of Employment Security
910-South-Michigan---6th-Floor
401 South State Street - 3rd Floor South
Chicago, Illinois 60605

- b) If a union local is disapproved, written notice of the reasons for such disapproval shall be provided to the union local. All inquiries for supplementary information, explanations or assistance shall be directed to the Labor-Dispute-Section-of-Administrative Hearings Adjudication Section of Field Operations, which shall:

- 1) Explain the basis for disapproval;
- 2) Advise the union local regarding any adjustments in record keeping which may be necessary to meet the standards for approval under Section 2865.55(a).
- c) If a union local is approved, it shall be advised in writing and added to the listing set forth in Section 2865.50 (b).
- d) Since disapproval of a union local under subsection (b) does not adversely affect its rights under the Act, there is no right of administrative review within the Agency under the Act. However, if an individual claimant is denied benefits under Section 500 of the Act-{Ill.-Rev.-Stat.-1985; ch.-48;-par.-420}, the individual, in his appeal under Section 800 of the Act (Ill. Rev. Stat. 198591, ch. 48, par. 470) [820 ILCS 405/800] may raise the wrongful disapproval of his union local as an issue in an appeal.

(Source: Amended at 17 Ill. Reg. 17917, effective October 4, 1993

DEPARTMENT OF EMPLOYMENT SECURITY

NOTICE OF ADOPTED AMENDMENT(S)

SUBPART B: REGULAR BENEFITS

Section 2865.115 Actively Seeking Work

a) An individual is actively seeking work when he makes an effort that is reasonably calculated to return him to the labor force. Reasonableness is determined by factors including, but not limited to: the individual's physical and mental abilities, his training and experience, the employment opportunities in the area, the length of unemployment, and the nature and number of work search efforts in light of the customary means of obtaining work in the occupation.

b) An individual is not actively seeking work if he seeks work that is unrealistic in light of his physical or mental limitations.

Example: The individual, seven months pregnant, quit her job as an assembler because it was strenuous and required her to be constantly on her feet. She applies for work at a factory, as an assembler, under conditions essentially the same as those of her last job. She would be determined to be not actively seeking work.

c) The individual is not actively seeking work if he seeks work that is unrealistic in light of his training or experience.

Example: The individual has always wanted to be a real estate agent; this requires a license he does not possess. To the extent that he only seeks work as a real estate agent, he would be determined to be not actively seeking work.

d) Whether an individual is actively seeking work is determined in part by comparing his occupation with labor market conditions in the locality. In some cases, an application for work can have a continuing effect.

Example: The individual is a waitress, just laid off by one of three restaurants in her community. During her first two weeks of unemployment, she applies for work at the other two restaurants and awaits the results of her efforts. She would be determined to be actively seeking work for that period.

DEPARTMENT OF EMPLOYMENT SECURITY

NOTICE OF ADOPTED AMENDMENT(S)

e) As the period of unemployment lengthens, the individual should intensify his efforts to find work in his usual occupation, or, he should pursue work in another occupation for which he is qualified.

1) Example: After being laid off from his job as a parking lot attendant, the individual sought similar work at other parking lots within his community, without success. As time passes, he must seek work outside his community (within reasonable commuting distance).

2) Example: Same facts as in example above but, prior to working as a parking lot attendant, the individual worked as a short-order cook. In addition to, or instead of, seeking work as a parking lot attendant, he should seek work as a short-order cook, or other work for which he is qualified; otherwise, he would be determined to be not actively seeking work.

f) Whether or not the individual is actively seeking work is determined by the quality of his efforts; although the quantity of job contacts should be considered, it is not necessarily determinative of an active search for work. The methods that the individual uses to contact employers should be examined in light of those customarily used to obtain work in the occupation.

1) Example: The individual seeks work as a retail sales clerk. On a Monday morning, she visits a shopping mall, where she applies for work at seven stores and is rejected by each. For the rest of the week, she makes no effort to find work. This individual would be determined to be not actively seeking work, despite having made seven job contacts in one day.

2) Example: The individual, a cash-flow specialist, last worked for a major corporation, and was directly accountable to the highest corporate officers. After being unemployed for one month, she contacts a friend who works for a company located in Woonsocket, Rhode Island. On Monday, the claimant travels to Woonsocket. On Tuesday, she begins the interviewing process, meeting the manager of human resources. On Wednesday morning, she is interviewed by a budget analyst. That

DEPARTMENT OF EMPLOYMENT SECURITY

NOTICE OF ADOPTED AMENDMENT(S)

evening, there is a dinner-interview with two vice-presidents, who tell her they will speak with the president, then get back to her the next day or the day after. The claimant stays in Woonsocket until Friday, at which time she is told she will not be offered a job. The claimant would be determined to have been actively seeking work, despite this being her only job contact.

- 3) Example: The individual states that he is currently seeking work as a day laborer or in food service. He contacts prospective employers by telephone, exclusively. Because, as a practical matter, many day laborer and food service positions are filled by persons making applications in-person, this individual would be determined to be not actively seeking work.

- g) The best evidence that an individual is "actively seeking work" is that he readily secures work, based upon his efforts.

Example: The individual last worked as assistant manager of a shoe store. During his first week of unemployment, he prepares a resume and mails 100 copies to retail establishments. The next week, he mails another 100 resumes. As a result of his mailings, and no other efforts, he readily obtains work. This individual would be determined to have been actively seeking work during the weeks under review.

- h) There is a rebuttable presumption that an individual is not actively seeking work if he was last employed by a "temporary help firm," as defined in Section 2865.1, and the temporary help firm submits a notice of possible ineligibility (see Section 2720.130) alleging that, during the week for which he claimed benefits, the individual did not contact the temporary help firm for an assignment. The presumption is rebutted if the individual shows that he did contact the temporary help firm or that he had good cause for his failure to contact the temporary help firm for an assignment.

- 1) Example: An individual completes an assignment on Friday and does not contact the temporary help firm during the next week, for which he claims benefits. The individual states that he did not contact the temporary help firm because he did not

DEPARTMENT OF EMPLOYMENT SECURITY

NOTICE OF ADOPTED AMENDMENT(S)

remember the firm's telephone number, even though the number was listed in the telephone book. This is not good cause. On the basis of his failure to contact the temporary help firm, he is not actively seeking work.

- 2) Example: An individual completes an assignment on Monday, reports to his Local Office on Tuesday, and does not contact the temporary help firm the remainder of the week. The individual did not contact the temporary help firm because he had already accepted an assignment from the temporary help firm for the following Monday and had been told by the temporary help firm that there were no other assignments until then. This is good cause and he is not ineligible on the basis of not contacting the temporary help firm.

- 3) Example: An individual completes an assignment on Friday and does not contact the temporary help firm during the next week, for which he claims benefits. The individual did not contact the temporary help firm because his wife was hospitalized and he was solely responsible for caring for his infant daughter at home. Although this is good cause, the claimant is ineligible because he is unavailable for work (see Section 2865.110(b)).

(Source: Amended at 17 Ill. Reg. 17917, effective October 4, 1993)

SUBPART C: EXTENDED BENEFITS

Section 2865.210 Systematic And Sustained Search For Work

- a) An individual shall be deemed to have made a systematic and sustained search for work if he can present the tangible evidence, described in subsection (b), to the local unemployment office that he was engaged in such an effort to find work during a week of unemployment.
- b) The tangible evidence required by subsection (a) shall consist of, but not be limited to, all of the following:
- 1) A showing that the individual persistently reviewed the newspaper advertisements for work and made an effort to contact the employers placing the advertisements, on each working day during every week for which he is applying for extended benefits;

DEPARTMENT OF EMPLOYMENT SECURITY

NOTICE OF ADOPTED AMENDMENT (S)

- 2) A showing that the individual actually made significant (at least five per week) personal contacts with prospective employers and applied for work on at least three working days during each week for which he is applying for extended benefits;
 - 3) A showing that he had been frequently contacting his union hall for information regarding work prospects, if applicable; and
 - 4) Registration with the State Job Service.
- c) If the failure to make a showing of sustained and systematic job search on a particular day or days by the means indicated in subsection (b) is due to attending interviews, taking tests and/or physical examinations or commuting from one place to another to search for work or engaging in any other similar undertaking, he shall not be determined to have failed to meet the requirements of subsection (a) for that particular day or days.

d) This Section shall not apply to weeks beginning on or after March 7, 1993 and before January 1, 1995.

(Source: Amended at 17 Ill. Reg. 17917, Effective October 4, 1993

Section 2865.215 When An Individual's Prospects For Finding Work Shall Be Deemed To Be Good

- a) An individual filing for extended benefits who has a definite date to return to work for a former employer or who has a bona fide offer of work to begin within four weeks shall be classified as having good prospects for returning to work in his customary occupation. This means that should this individual refuse an offer of work, such refusal shall be adjudicated pursuant to Section 603 of the Act, and Section 409K(3)(d)(iii) shall not apply to this individual.
- b) Whether an individual's prospects of finding work in his customary occupation are good shall be determined at the time that he files his initial claim for extended benefits. However, such classification shall be included in any determination of refusal of work under Section 409K(3)(d) of the Act, and at that time, shall be subject to review.

DEPARTMENT OF EMPLOYMENT SECURITY

NOTICE OF ADOPTED AMENDMENT (S)

Example: An individual files a claim for extended benefits and reports that he will return to his former employer on March 31. He does not return to work for his former employer on March 31 and then refuses an offer of work on April 14. This refusal of work shall be adjudicated in accordance with the provisions of Section 409K(3)(d) because the individual's prospects of returning to his customary occupation were not good because he did not return to work for his former employer as scheduled.

- c) If the claimant does not start work on the designated date, then his prospects of finding work in his customary occupation shall no longer be considered good.
- d) The individual must provide the name, address and starting date of employment for any employer whom the individual claims as a basis for having his prospects of finding work in his customary occupation found to be good.

e) An individual can also show that his prospects of finding work in his customary occupation are good by showing that he was recently employed in his customary occupation, that he recently completed training in that occupation or that new opportunities for employment in his customary occupation recently became available.

f) This Section shall not apply to weeks beginning on or after March 7, 1993 and before January 1, 1995.

(Source: Amended at 17 Ill. Reg. 17917, Effective October 4, 1993

DEPARTMENT OF EMPLOYMENT SECURITY

NOTICE OF ADOPTED AMENDMENTS

- 1) Heading of the Part: Claimant's Reason For Separation From Work
- 2) Code Citation: 56 Ill. Adm. Code 2840
- 3) Section Number: Adopted Action:
2840.125 New Section
- 4) Statutory Authority: Ill. Rev. Stat. 1991, ch. 48, pars.
431, 432, 610 and 611 [820 ILCS 405/601, 602, 1700 and 1701].
- 5) Effective Date of the Amendment: October 4, _____, 1993.
- 6) Does this rulemaking contain an automatic repeal date? No.
- 7) Does this Rule contain an incorporation by reference? No.
- 8) Date filed in Agency's Principal Office: October 4, 1993
- 9) Notice of Proposal published in Illinois Register: June 11,
1993 at 17 Ill. Reg. 8403.
- 10) Has JCAR issued a Statement of Objection to these Rules? No.
- 11) Difference between proposal and final version: In subsection (a)(2), a comma is added after continue and deleted after but and but is moved to before under; in subsections (a) and (c), the hyphen is deleted between buy and out and buyout is made one word.
- 2) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreement letter issued by JCAR?
Yes.
- 13) Will this replace an emergency rule currently in effect? No.
- 14) Are there any amendments pending on this Part? No.
- 15) Summary and purpose of the rules: The new section explains when an individual who accepts an early retirement or employment buyout package is subject to the ineligibility for benefits set forth in Section 601 of the Act. This is a situation which occurs frequently, and both employers and claimants need to understand the Department's policy on these cases.

DEPARTMENT OF EMPLOYMENT SECURITY

NOTICE OF ADOPTED AMENDMENTS

- 16) Information and Questions regarding these Adopted Amendments may be addressed to:

Gregory J. Ramel, Acting Commissioner
Illinois Department of Employment Security
401 South State Street - 2 South
Chicago, Illinois 60605
312/793-4240

The full Text of the Adopted Rule begins on the next page:

DEPARTMENT OF EMPLOYMENT SECURITY

NOTICE OF ADOPTED AMENDMENTS

TITLE 56: LABOR AND EMPLOYMENT
 CHAPTER IV: DEPARTMENT OF EMPLOYMENT SECURITY
 SUBCHAPTER f: ELIGIBILITY FOR BENEFITS

PART 2840

CLAIMANT'S REASON FOR SEPARATION FROM WORK

SUBPART A: MISCONDUCT

Section
 2840.25

What Is Meant By "Harm"

SUBPART B: VOLUNTARY LEAVE

2840.125 Early Retirement Or Employment Buyout Packages

AUTHORITY: Implementing and authorized by Sections 601, 602, 1700 and 1701 of the Unemployment Insurance Act (Ill. Rev. Stat. 1991, Ch. 48, pars. 431, 432, 610 and 611) [820 ILCS 405/601, 602, 1700 and 1701].

SOURCE: Adopted at 17 Ill. Reg. 10270, effective June 29, 1993; amended at 17 Ill. Reg. 17929, effective October 4, 1993.

SUBPART B: VOLUNTARY LEAVE

Section 2840.125 Early Retirement Or Employment Buyout Packages

- a) An individual who accepts his employer's offer of an early retirement or employment buyout package and leaves work according to the terms and conditions of the offer is ineligible under Section 601 of the Act unless, at the time the offer is accepted:

- 1) the individual knows or reasonably believes that, within the proximate future, his employment will be terminated by the employer under terms and conditions substantially less favorable than the terms and conditions of the offer, or
- 2) the individual knows or reasonably believes that his employment will continue, in the proximate future, but under terms and conditions substantially less favorable than the terms and conditions of his employment immediately prior to the offer, or

DEPARTMENT OF EMPLOYMENT SECURITY

NOTICE OF ADOPTED AMENDMENTS

- 3) the individual knows that a layoff will follow if a sufficient number of employees do not accept the offer of an early retirement or employment buyout package and the individual accepts the offer to avoid the layoff of another employee.

- b) The circumstances under which an individual may be found to have the reasonable belief required by subsection (a)(1) or (a)(2) above include but are not limited to circumstances in which the individual seeks but does not receive assurances from the employer that his employment will not in the proximate future be terminated under terms and conditions substantially less favorable than the terms and conditions of the offer or that the terms and conditions of his employment will not in the proximate future become substantially less favorable than the terms and conditions immediately prior to the offer, as the case may be.

- 1) Example: An employer operates a plant that has consistently earned a profit. The employer offers an early retirement package. There is no indication from the employer that the offer is intended to avert layoffs and there are no rumors to that effect within the plant. An employee at the plant accepts the offer and applies for unemployment benefits after separating from the employer. These facts alone do not establish the reasonable belief required by subsection (a)(1) or (a)(2); the individual is ineligible under Section 601.

- 2) Example: An employer who operates a plant with 800 employees offers an early retirement plan on October 1 and indicates that, if by December 31 of the same year fewer than 150 employees have accepted the offer, the employer may begin laying off "nonessential" employees in no particular order of seniority, with no benefits. On October 2 of that year an employee at the plant seeks but does not receive assurances from the employer that she is considered "essential," whereupon she accepts the offer. Without other evidence to the contrary, these facts establish the reasonable belief required by subsection (a)(1); the individual is not ineligible under Section 601.

DEPARTMENT OF EMPLOYMENT SECURITY

NOTICE OF ADOPTED AMENDMENTS

3) Example: An employer who operates a plant with 900 employees announces it intends to downsize by 25 percent and offers an early retirement package on October 15. Rumors circulate through the plant that, if a sufficient number of employees do not accept the offer by the end of the year, layoffs will follow, with no benefits, although the employer has made no announcement to that effect. The employer is aware of the rumors and does not take any action to dispel them. An employee seeks but does not receive assurances from the employer that he would not be laid off. Without other evidence to the contrary, if the employee accepts the offer, these facts establish the reasonable belief required by subsection (a)(1); the employee is not ineligible under Section 601.

4) Example: An employer operates a plant with 1,000 employees. On September 15, the employer offers an early retirement package to its most senior workers. Thereafter, rumors circulate throughout the plant that the employer is considering eliminating and restructuring jobs. In conversation with the employer, a senior employee is assured the employer has no plans to eliminate or restructure his job. However, the employer does observe that, if the next few years are as unprofitable as the current one, everybody's job could be at risk and the employer might not be able to offer early retirement packages as generous as the one now being offered. Troubled by the employer's observation, the employee accepts the offer. These facts alone are not sufficient to establish the reasonable belief required by subsection (a)(1); the employee is ineligible under Section 601. An employer's abstract statement of concern over what the future may bring is too speculative to establish a reasonable belief that the employee's job will be affected in the proximate future.

5) Example: An employer asks for "volunteers" to be laid off, explaining that each volunteer will receive two months of wages and extended health insurance coverage upon separation. The employer indicates that, if 250 volunteers are not found, it will lay off, with no benefits, a number of employees equal to the difference between 250 and

DEPARTMENT OF EMPLOYMENT SECURITY

NOTICE OF ADOPTED AMENDMENTS

the number of volunteers, irrespective of seniority. An employee volunteers after seeking but not receiving assurances from the employer that he would not be laid off. Without other evidence to the contrary, these facts establish the reasonable belief required by subsection (a)(1); the employee is not ineligible under Section 601.

6) Example: On January 2, an employer offers an employee an early retirement package. The offer is effective through April 15 of the same year. There is no indication from the employer that the offer is intended to avert layoffs and there are no rumors to that effect within the workplace. The package would provide the employee with a greater pension than would otherwise have been available to her had she immediately retired and would provide the employee with the same medical benefits that are currently provided to her as a full time employee, including full medical insurance for the employee's sick husband. The employer indicates to the employee that, if she does not accept the offer, the employer will, as of April 16, discontinue medical insurance for the husband. The employee accepts the offer. These facts establish the reasonable belief required by subsection (a)(2); the employee is not ineligible under Section 601.

7) Example: On January 2, an employer offers an employee an early retirement package. The offer is effective through April 15 of the same year. There is no indication from the employer that the offer is intended to avert any layoffs and there are no rumors to that effect within the workplace. The package would provide the employee with a greater pension than would otherwise have been available to her had she immediately retired and would provide full medical insurance for the employee and her sick husband, even though the employer does not currently provide medical insurance for employees, retirees or the families of employees or retirees. There is no indication that the terms and conditions of the employee's employment will change if she does not accept the offer, although by not accepting the offer, she will forego any medical insurance furnished by the employer. The employee accepts the offer. These facts do not establish

DEPARTMENT OF EMPLOYMENT SECURITY

NOTICE OF ADOPTED AMENDMENTS

the reasonable belief required by subsection (a) (2); the employee is ineligible under Section 601.

- 8) Example: An employer who operates a plant with 1,000 employees asks for "volunteers" to be laid off, explaining that each volunteer will receive two months of wages and extended health insurance coverage upon separation. The employer indicates that, if 250 volunteers are not found, it will lay off, with no benefits, a number of employees equal to the difference between 250 and the number of volunteers. An individual who, because of his seniority, knows he will not be laid off, volunteers to be laid off in place of his son, who has little seniority. According to subsection (a) (3), the individual is not ineligible under Section 601.

- c) An individual who accepts his employer's offer of an early retirement or employment buy-out package and leaves work according to the terms and conditions of the offer and is not ineligible under Section 601 of the Act may still be ineligible under other provisions of the Act.

- 1) Example: An employer announces it intends to downsize by 25 percent and offers an early retirement package which includes a generous pension package financed solely by the employer. Rumors circulate through the plant that, if a sufficient number of employees do not accept the offer by the end of the year, layoffs will follow, with no benefits, although the employer has made no announcement to that effect. The employer is aware of the rumors and does not take any action to dispel them. An employee seeks but does not receive assurances from the employer that he would not be laid off. Without other evidence to the contrary, if the employee accepts the offer, these facts establish the reasonable belief required by subsection (a) (1); the employee is not ineligible under Section 601. However, because the individual's retirement pension is financed solely by the employer, it will be 100% disqualifying income for each week for which the individual qualifies for the pension.

DEPARTMENT OF EMPLOYMENT SECURITY

NOTICE OF ADOPTED AMENDMENTS

- 2) Example: An employer announces it intends to downsize by 25 percent and offers an early retirement package. Rumors circulate through the plant that, if a sufficient number of employees do not accept the offer by the end of the year, layoffs will follow, with no benefits, although the employer has made no announcement to that effect. The employer is aware of the rumors and does not take any action to dispel them. An employee seeks but does not receive assurances from the employer that he would not be laid off. Without other evidence to the contrary, if the employee accepts the offer, these facts establish the reasonable belief required by subsection (a) (1); the employee is not ineligible under Section 601. However, the individual decides that he will retire from the labor force and relocate to Florida. This individual will be ineligible for each week during which he is not able to, available for or actively seeking work.

(Source: Added at 17 Ill. Reg. 17929, effective October 4, 1993)

DEPARTMENT OF EMPLOYMENT SECURITY

NOTICE OF ADOPTED AMENDMENT(S)

- 1) Heading of the Part: Claims, Adjudication, Appeals and Hearings

- 2) Code Citation: 56 Ill. Adm. Code 2720

- 3) Section Number: Adopted Action:
2720.100 Amended Section
2720.110 Repealed Section
2720.115 Amended Section
2720.135 Amended Section
2720.145 Amended Section

- 4) Statutory Authority: Ill. Rev. Stat. 1991, ch. 48, pars. 349, 409, 420, 450, 451, 452, 453, 455, 456, 470, 471, 473, 474, 474a, 500, 501, 502, 504, 530, 610, 611, 700, 701, 702 and 704) [820 ILCS 405/239, 409, 500, 604, 700, 701, 702, 703, 705, 706, 800, 801, 803, 804, 805, 1000, 1001, 1002, 1004, 1200, 1700, 1701, 2300, 2301, 2302 and 2304].

- 5) Effective Date of the Amendment: October 4, _____, 1993.

- 6) Does this rulemaking contain an automatic repeal date? No.

- 7) Does this Rule contain an incorporation by reference? No.

- 8) Date filed in Agency's Principal Office: October 4, 1993.

- 9) Notice of Proposal published in Illinois Register: May 14, 1993 at 17 Ill. Reg. 6919.

- 10) Has JCAR issued a Statement of Objection to these Rules? No.

- 11) Difference between proposal and final version: In the Authority Note, par. 434 is added to the revised statute reference and all references to "405/" except the first have been deleted from the Compiled Statutes citation: in Section 2720.100(b)(2), "i.d." is changed to "ID", in (c)(2), "he" is deleted and "present" is changed to "be presented", in (d), "or not" is deleted; in Section 2720.115(e), "of this Section" is added after "subsection c"; in Section 2720.135(a), section is capitalized.

- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes.

- 13) Will this replace an emergency rule currently in effect? No.

- 14) Are there any amendments pending on this Part? No.

- 15) Summary and purpose of the rules: This amendment to Part 2720 removes the requirement that a claimant certify in person for his first weeks of unemployment. The purpose of the required second visit was to insure the timely processing of the claimant's first payment. This goal has been met and can be sustained without continued in-person reporting. By eliminating the required visit, staff time will be freed for other duties while the claimant will have more time to seek new work.

- 16) Information and Questions regarding these Adopted Amendments may be addressed to:

Gregory J. Ramel, Acting Commissioner
Illinois Department of Employment Security
401 South State Street - 2 South
Chicago, Illinois 60605
312/793-4240

The full Text of the Adopted Amendments begin on the next page:

DEPARTMENT OF EMPLOYMENT SECURITY

NOTICE OF ADOPTED AMENDMENT(S)

TITLE 56: LABOR AND EMPLOYMENT
CHAPTER IV: DEPARTMENT OF EMPLOYMENT SECURITY
SUBCHAPTER a: GENERAL PROVISIONS

PART 2720

CLAIMS, ADJUDICATION, APPEALS AND HEARINGS

SUBPART A: GENERAL PROVISIONS

Section	
2720.1	Definitions
2720.3	"Week" In Relation To "Benefit Year"
2720.5	Service Of Notices, Decisions, Orders
2720.7	Application For Electronic Data Transmission
2720.10	Computation Of Time
2720.15	Disqualification Of Adjudicator, Referee, Or Board Of Review
2720.20	Attorney Representation Of Claimants
2720.25	Form Of Papers Filed
2720.30	Correction Of Technical Errors

SUBPART B: APPLYING FOR UNEMPLOYMENT INSURANCE BENEFITS

Section	
2720.100	Filing A Claim
2720.101	Filing, Registering And Reporting By Mail Under Special Circumstances
2720.105	Time For Filing An Initial Claim For Benefits
2720.106	Dating Of Claims For Weeks Of Partial Unemployment
2720.107	Employing Unit Reports For Partial Unemployment
2720.108	Alternative "Base Period"
2720.110	Required Second Visit To Local Office <u>(Repealed)</u>
2720.115	Continuing Eligibility Requirements
2720.120	Time For Filing Claim Certification For Continued Benefits
2720.125	Work Search Requirements For Regular Unemployment Insurance Benefits <u>(Repealed)</u>
2720.126	Availability For Part Time Work Only <u>(Repealed)</u>
2720.127	Director's Approval Of Training <u>(Repealed)</u>
2720.128	Active Search For Work: Attendance At Training Courses <u>(Repealed)</u>
2720.129	Regular Attendance In Approved Training <u>(Repealed)</u>
2720.130	Employing Unit Protest Of Benefit Payment
2720.132	Required Notice By An Employer Of Separation For Alleged Felony Or Theft Connected With The Work
2720.135	Adjudicator Investigation
2720.140	Adjudicator Determination

DEPARTMENT OF EMPLOYMENT SECURITY

NOTICE OF ADOPTED AMENDMENT(S)

2720.145	Payment Of Unemployment Insurance Benefits For Initial Claims
2720.150	Applying For Unemployment Insurance Benefits Under Extension Programs
2720.155	Non-Resident Application For Benefits
2720.160	Reconsidered Findings Or Determinations

SUBPART C: APPEALS TO REFEREE

Section	
2720.200	Filing Of Appeal
2720.205	Notice Of Hearing
2720.210	Preparation For The Hearing
2720.215	Format Of Hearings
2720.220	Ex Parte (One Party Only) Communications
2720.225	Subpoenas
2720.227	Depositions
2720.230	Consolidation Or Severance Of Proceedings
2720.235	Withdrawal Of Appeal
2720.240	Continuances
2720.245	Conduct Of Hearing
2720.250	Rules Of Evidence
2720.255	Failure Of Party To Appear At The Scheduled Hearing
2720.265	The Record
2720.270	Referee's Decision
2720.275	Labor Dispute Appeals
2720.277	Prehearing Conference In Labor Dispute Appeal

SUBPART D: APPEALS TO THE BOARD OF REVIEW

Section	
2720.300	Filing Of Appeal
2720.305	Notice Of Appeal
2720.310	Request For Oral Argument
2720.315	Submission Of Written Argument Or Request To Submit Additional Evidence
2720.320	Access To Record
2720.325	Withdrawal Of Appeal
2720.330	Consolidation Or Severance Of Appeals
2720.335	Decision Of The Board Of Review
2720.340	Extensions Of Time In Which To Issue A Board Of Review Decision
2720.345	Issuance Of Notice Of Right To Sue

AUTHORITY: Implementing and authorized by Sections 239, 409, 500, 604, 700, 701, 702, 703, 705, 706, 800, 801, 803, 804, 805, 1000, 1001, 1002, 1004, 1200, 1700, 1701, 2300, 2301, 2302 and 2304 of the Unemployment Insurance Act (Ill. Rev. Stat. 1991, ch. 48, pars.

DEPARTMENT OF EMPLOYMENT SECURITY

NOTICE OF ADOPTED AMENDMENT(S)

349, 409, 420, 434, 450, 451, 452, 453, 455, 456, 470, 471, 473, 474, 474a, 500, 501, 502, 504, 530, 610, 611, 700, 701, 702 and 704) [820 ILCS 405/239, 409, 500, 604, 700, 701, 702, 703, 705, 706, 800, 801, 803, 804, 805, 1000, 1001, 1002, 1004, 1200, 1700, 1701, 2300, 2301, 2302 and 2304].

SOURCE: Adopted at 8 Ill. Reg. 24957, effective January 1, 1985; amended at 10 Ill. Reg. 12620, effective July 7, 1986; amended at 11 Ill. Reg. 14338, effective August 20, 1987; amended at 11 Ill. Reg. 18671, effective October 29, 1987; amended at 12 Ill. Reg. 14660, effective September 6, 1988; emergency amendments at 13 Ill. Reg. 11890, effective July 1, 1989, for a maximum of 150 days; amended at 13 Ill. Reg. 18263, effective November 9, 1989; amended at 14 Ill. Reg. 15334, effective September 10, 1990; amended at 14 Ill. Reg. 18489, effective November 5, 1990; amended at 16 Ill. Reg. 2556, effective January 30, 1992; emergency amendment at 16 Ill. Reg. 7506, effective April 22, 1992, for a maximum of 150 days; emergency expired September 19, 1992; amended at 17 Ill. Reg. 17937, effective October 4, 1993.

SUBPART B: APPLYING FOR UNEMPLOYMENT INSURANCE BENEFITS

Section 2720.100 Filing A Claim

- a) Each employer shall deliver the form "What Every Worker Should Know About Unemployment Insurance" to each worker separated from his employment for an expected duration of 7 or more days. The form shall be delivered to the worker at the time of his separation or, if delivery is impracticable, it shall be mailed, within 5 days after the date of the separation, to the worker's last known address. The forms shall be supplied by the Agency to each employer without cost. Every employer subject to the provisions of the Unemployment Insurance Act (including every employing unit which has elected, with the approval of the Director, to become an employer subject to the Act) shall post and maintain such notices as may be furnished by the Director. Such printed notices shall be in conspicuous places in all of the establishments of the employer, and shall be easily accessible for examination by the worker. The Director will, upon request, supply a sufficient number of duplicate notices to ensure that such notices are accessible to all workers.

- b) Unless a claimant is otherwise instructed by the Agency, an initial claim for unemployment insurance benefits must be filed in person at the local office serving the

DEPARTMENT OF EMPLOYMENT SECURITY

NOTICE OF ADOPTED AMENDMENT(S)

geographical area in which the claimant resides. Subject to Section 2720.25, the claimant shall provide the following to the local office:

- 1) A Valid valid Social Security card or other evidence of his Social Security number, such as a W-2 form;
- 2) Any other form of positive identification such as a driver's license, voter-registration-card state photo ID card or payroll check stub;
- 3) For each employer employing unit for whom the claimant worked during the past two years:
 - A) The employer's employing unit's name and address;
 - B) Dates of employment service; and,
 - C) Reasons that the claimant's employment ended for the claimant's separation.
- i) If such employer employing unit is the federal government, Standard Form 8 and Personnel Action Form 50, or any other documents, such as a Form W-2 or check stub, which show that he has worked for the federal government.
- ii) If such employer employing unit is the military, Separation Form DD-214.
- 4) Names and birthdates of each dependent child;
- 5) Social Security Account number, if any, of the claimant's spouse, and information about the spouse's employment in Illinois during the last two years if the claimant is claiming the spouse as a dependent;
- 6) Information about other income, such as Social Security benefits, pensions, worker's compensation, severance, vacation or bonus pay or other Unemployment Insurance benefits, which the claimant has received or will receive after the termination of his employment.

DEPARTMENT OF EMPLOYMENT SECURITY

NOTICE OF ADOPTED AMENDMENT (S)

- c) The Agency will accept and process any claim filed. When the claimant files his claim, the local office will:
- 1) Give the claimant, in writing, the date he must return to the local office (see Section 2720.110); except that the claimant is not required to return to the local office on the date given if the claimant has returned to work, and has informed the local office of the return to work date;
 - 2) Tell the claimant the requirements for receiving unemployment insurance benefits, including the requirement that the claimant be able to work, available for work and actively seeking work;
 - 32) Give the claimant an identification card which he must present be presented every time he comes to the Agency.
 - d) Within a reasonable time thereafter (customarily within 7 days) the local office will provide the claimant with a finding showing whether or not he has monetary eligibility and, if so, the amount of benefits.
- (Source: Amended at 17 Ill. Reg. 17937, effective October 4, 1993)
- Section 2720.110 Required Second Visit To Local Office (Repealed)
- The claimant must return in person to the local office on the date he is instructed to report unless he has returned to work or before that date (see Section 2720.100(c)(2) of this Part):
- a) Claimant must indicate he is able to perform work and available to accept work, and must bring with him written evidence showing that he has been actively seeking work (see Section 2720.125 of this Part);
 - b) A the second visit, the claimant will be informed if any question has arisen concerning his claim. -- If such a question has arisen, Section 2720.135 of this Part will be followed:

(Source: Repealed at 17 Ill. Reg. 17937, effective October 4, 1993)

DEPARTMENT OF EMPLOYMENT SECURITY

NOTICE OF ADOPTED AMENDMENT (S)

Section 2720.115 Continuing Eligibility Requirements

- a) After the claimant has filed his initial claim and made his second visit to the local office, if required pursuant to Section 2720.110, the Agency will mail him a form called "Claim Certification" (BFS-653) every two weeks or will send him a Notice explaining why such Claim Certification was not sent, but only if this is the claimant's first certification following the filing of his initial claim or if the claimant had certified for the prior two week period. The claimant must complete the Claim Certification and file it at the local office, either by mail or in person, on the "Date To Mail" indicated on the form (see Section 2720.120).
 - 1) If the claimant does not receive a Claim Certification within 20 days after filing his initial claim or after he received his last Claim Certification, he must notify the local office and obtain a Claim Certification.
 - 2) Even if the claimant has been denied benefits, he must complete and file a Claim Certification every two weeks and meet the eligibility requirements of the Act for each week for which he expects payment upon reversal of that denial.
- b) If at any time the Agency has reason to investigate the claimant's continuing eligibility, the Agency will so inform the claimant in writing. The claimant must co-operate with the investigation by appearing at the time and place instructed by the Agency on the "Notice of Claims Adjudicator's Interview," with all information he has regarding any question which has been raised. Failure to co-operate will result in a Finding, Determination or Decision being issued without further information from the claimant.
- c) An employing unit or claimant, or the attorney or agent of the employing unit or the claimant, may review the claimant's work search on the Claim Certification forms in the local office where it shall be made available upon reasonable notice.
- d) Where an employing unit makes a timely and sufficient protest regarding work search pursuant to Section 2720.130, and benefits are allowed, a copy of both sides of the Claim Certification form for the period involved will be sent to the protesting employing unit along with the Adjudicator's Determination regarding the adequacy of the work search. (Customarily within 20 days of receipt of the protest).

DEPARTMENT OF EMPLOYMENT SECURITY

NOTICE OF ADOPTED AMENDMENT(S)

- e) If such employing unit or claimant, or the attorney or agent of the employing unit or the claimant, wishes to review or obtain copies of other documents in the file for the purpose of pursuing their rights under the Act, it may do so in accordance with the first sentence of this subsection c of this Section. To review or obtain a copy of a hearing transcript, see Section 2720.320 of this Part.

(Source: Amended at 17 Ill. Reg. 17937, effective October 4, 1993)

Section 2720.135 Adjudicator Investigation

- a) If any question arises concerning the claimant's monetary or nonmonetary eligibility, the claimant will be notified--if such question arises after the claimant's second visit to the local office, such notice shall be in writing. The adjudicator will inform the claimant of the precise factual question relating to his eligibility, the sections of the law involved, and the source of the information that raised the question.

- b) An Adjudicator will investigate all allegations in the employer's protest. He will contact the employer, claimant, and, if possible, any other source that either party identifies to resolve the protest, provided that the Agency will not contact witnesses identified by the claimant or the employer without notifying the claimant or the employer's designated contact person (see Section 2720.130(c)(3) of this Part), as appropriate. The claimant will be given an opportunity to provide the Adjudicator with any statements or other evidence to refute or explain the allegations and establish his rights to benefits.

(Source: Amended at 17 Ill. Reg. 17937, effective October 4, 1993)

Section 2720.145 Payment Of Unemployment Insurance Benefits For Initial Claims

- a) If no question is raised concerning a claimant's eligibility to receive benefits, the Agency will begin promptly to pay benefits to the claimant following this Required Second Visit to the local office (see Section 2720.110 of this Part) its receipt of the claimant's first certification form. If the claimant does not receive his benefits within 15 days of the Required

DEPARTMENT OF EMPLOYMENT SECURITY

NOTICE OF ADOPTED AMENDMENT(S)

Second Visit date that he mailed his first certification form to the local office, he must report to the local office no later than the Friday of the second week following the week of a claimant's in-person interview that he mailed his first certification form to the local office to prevent further delay in the payment of benefits.

- b) If a question is raised concerning claimant's eligibility to receive benefits, the Adjudicator will promptly investigate the matter pursuant to Section 2720.135 of this Part. (Customarily such investigation will be completed within 20 days.)

- 1) If the Adjudicator finds the claimant is eligible for benefits, the claimant will receive benefits. However, the employer may seek reversal of the Adjudicator's determination by appealing that determination (see Section 2720.200 of this Part). If the claimant is subsequently determined to be ineligible, benefits received may be recouped or recovered.

- 2) If the Adjudicator finds the claimant is not eligible for benefits, the claimant will not receive benefits. However, the claimant may seek reversal of the Adjudicator's determination by appealing that determination (see Section 2720.200 of this Part). If the claimant is subsequently determined to be eligible, all benefits due will be paid.

(Source: Amended at 17 Ill. Reg. 17937, effective October 4, 1993)

DEPARTMENT OF EMPLOYMENT SECURITY

NOTICE OF ADOPTED AMENDMENT (S)

- 1) Heading of the Part: Employment
- 2) Code Citation: 56 Ill. Adm. Code 2732
- 3) Section Number: Adopted Action:
2732.230 New Section
- 4) Statutory Authority: Ill. Rev. Stat. 1991, ch. 48, par. 315, 315, 316, 321.5, 322, 335, 335, 610 and 611, as amended by P.A. 87-1178, effective September 22, 1992, [820 ILCS 405/205, 206, 211.5, 212, 215, 225, 1700 and 1701].
- 5) Effective Date of the Amendment: October 4, 1993.
- 6) Does this rulemaking contain an automatic repeal date? No.
- 7) Does this Rule contain an incorporation by reference? No.
- 8) Date filed in Agency's Principal Office: October 4, 1993
- 9) Notice of Proposal published in Illinois Register: April 16, 1993 at 17 Ill. Reg. 5985.
- 10) Has JCAR issued a Statement of Objection to these Rules? No.
- 11) Difference between proposal and final version: "In the Authority Note, Section 211.5 is added to UI Act references, pars. 321.5, 325 and 335 are added to the revised statute references, while par. 327 is deleted, and all references to "405/" except the first have been deleted from the Compiled Statutes citation; in Section 2732.230(a), 405 is deleted from the second Compiled Statutes citation, in subsection (a)(3), "Domestic" is changed to "Domestic service" and the comma after "Service" is deleted while a comma is added after "medication"; in subsection c, the quotation mark is deleted.
- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes.
- 13) Will this replace an emergency rule currently in effect? No.
- 14) Are there any amendments pending on this Part? No.
- 15) Summary and purpose of the rules: This rulemaking sets forth the Department's interpretation of Sections 211.5 and 215 of the Act. This rulemaking will inform the public of how the

DEPARTMENT OF EMPLOYMENT SECURITY

NOTICE OF ADOPTED AMENDMENT (S)

Department interprets these sections of the Act as they relates to the coverage of and who is a domestic worker.

- 16) Information and Questions regarding these Adopted Amendments may be addressed to:

Gregory J. Ramel, Acting Commissioner
Illinois Department of Employment Security
401 South State Street - 2 South
Chicago, Illinois 60605
312/793-4240

The full Text of the Adopted Amendment begins on the next page:

DEPARTMENT OF EMPLOYMENT SECURITY

NOTICE OF ADOPTED AMENDMENT (S)

TITLE 56: LABOR AND EMPLOYMENT
CHAPTER IV: DEPARTMENT OF EMPLOYMENT SECURITY
SUBCHAPTER c: RIGHTS AND DUTIES OF EMPLOYERS

PART 2732
EMPLOYMENT

SUBPART A: COVERAGE

Section
2732.125

Requirement That "Four Or More" Employees Of A Nonprofit Organization Perform Services Within This State

SUBPART B: SERVICES IN EMPLOYMENT

Section
2732.200
2732.203

Section 212 Of The Act - Services In Employment
The Effect Of Regulation By A Governmental Entity On
"Direction Or Control" Under Section 212 Of The Act

2732.210
2732.220

Mandatory Jury Service
Exemption From The Definition Of Employment For Direct
Sellers Of Consumer Goods

2732.225

Exemption From The Definition Of Employment For
Freelance Editorial Or Photographic Work

2732.227

Exemption For The Delivery Or Distribution Of Newspaper
Or Shopping News To The Ultimate Consumer

2732.230

Domestic Service

SUBPART C: DETERMINING THE EMPLOYER

2732.305

Employee Service Companies

AUTHORITY: Implementing and authorized by Sections 205, 206, 211.5, 212, 215, 225, 1700, and 1701 of the Unemployment Insurance Act (Ill. Rev. Stat. 1991, ch. 48, pars. 315, 316, 321.5, 322, 325, 335, 610 and 611) (see P.A. 87-1178, effective September 22, 1992) [820 ILCS 405/205, 206, 211.5, 212, 215, 225, 1700, and 1701].

SOURCE: Adopted at 13 Ill. Reg. 8864, effective May 30, 1989; amended at 14 Ill. Reg. 673, effective January 2, 1990; amended at 15 Ill. Reg. 11423, effective July 30, 1991; amended at 16 Ill. Reg. 8173, effective May 18, 1992; amended at 16 Ill. Reg. 12159, effective July 20, 1992; amended at 17 Ill. Reg. 8809, effective June 2, 1993; amended at 17 Ill. Reg. 17947, effective October 4, 1993.

DEPARTMENT OF EMPLOYMENT SECURITY

NOTICE OF ADOPTED AMENDMENT (S)

SUBPART B: SERVICES IN EMPLOYMENT

Section 2732.230 Domestic Service

a) For purposes of applying Sections 211.5 and 215 of the Act (Ill. Rev. Stat. 1991, ch. 48, pars. 321.5 and 325) [820 ILCS 405/211.5 and 215], the following terms have the meanings set forth below:

1) A "private home" is the fixed place of abode of the individual or family for whom the worker is performing services. A separate and distinct dwelling unit maintained by an individual as a residence, such as a hotel room, boat or trailer, can be a "private home". A room or suite in a nursing home can be a "private home", provided that the facts and circumstances of the particular case indicate that such room or suite is, in fact, the place where the individual retains his residence. A home utilized primarily for the purpose of supplying board or lodging to the public as a business enterprise is not a "private home".

A) Example: An individual who travels to the home of the child's parents to provide babysitting services for a child is performing services in a private home, while an individual who provides babysitting services in her own home would not be performing services in a private home.

B) Example: A worker who provides cooking services in a bed and breakfast establishment wherein the owner resides is not performing services in a private home.

2) A "local college club" or "local chapter of a college fraternity or sorority" does not include an alumni club or chapter.

3) "Domestic service" means service of a household nature, including service performed by cooks, waiters, butlers, housekeepers, housemothers, governesses, maids, valets, babysitters, janitors, laundresses, furnacemen, caretakers, handymen, gardeners, footmen, grooms, and chauffeurs of automobiles for family use. Service not of a household nature, such as by a private secretary,

DEPARTMENT OF EMPLOYMENT SECURITY

NOTICE OF ADOPTED AMENDMENT (S)

nurse, tutor, or librarian, is not "domestic" service.

Example: An individual who performs only caretaking services such as bathing the individual, combing an individual's hair, reading, arranging bedding and clothing, doing laundry and preparing and serving meals is performing "domestic" service, even though he may be characterized as a health care worker. Registered or licensed practical nurses, or individuals responsible for providing professional or semiprofessional services such as physical therapy or giving intravenous medication, are not performing "domestic" service.

- b) In determining whether an employing unit has paid \$1,000 or more in wages in a calendar quarter for "domestic" service in a private home, local college club or local chapter of a college fraternity or sorority, all wages paid for "domestic" service in a private home, local college club or local chapter of a college fraternity or sorority to all individuals who performed "domestic" service in a private home, local college club or local chapter of a college fraternity or sorority for the employing unit are included.

Example: Company A provides housekeepers to perform services in private homes. Each individual housekeeper is paid \$250 in each calendar quarter by Company A. If 4 or more housekeepers are employed by Company A in a calendar quarter, their services will constitute "employment" under the Act. In order for the services provided to Company A to be excluded from "employment" under Section 211.5 of the Act, the total wages for domestic service paid to all of the housekeepers provided by Company A must be less than \$1,000 for the quarter.

- c) Domestic service which is performed in other than a private home, local college club or local chapter of a college fraternity or sorority, as described in this Section, is not subject to the provisions of Section 211.5 and 215 of the Act. However, it may be excluded from "employment" by the provisions of Section 206 of the Act (Ill. Rev. Stat. 1991, ch. 48, par. 316) [820 ILCS 405/206] if the service is not provided for an "employer" under Section 205 of the Act (Ill. Rev. Stat.

DEPARTMENT OF EMPLOYMENT SECURITY

NOTICE OF ADOPTED AMENDMENT (S)

1991, ch. 48, par. 315) [820 ILCS 405/205], or it may be excluded from "employment" under Section 212 of the Act (Ill. Rev. Stat. 1991, ch. 48, par. 322) [820 ILCS 405/212].

(Source: Added at 17 Ill. Reg. 17947, effective October 4, 1993.)

ILLINOIS REGISTER

DEPARTMENT OF NUCLEAR SAFETY
NOTICE OF ADOPTED AMENDMENT1) Heading of the Part: RADIATION INSPECTORS AND INSPECTIONS2) Code Citation: 32 Ill. Adm. Code 410

<u>Section Number:</u>	<u>Adopted Action:</u>
410.10	Amendment
410.20	Amendment
410.30	Amendment
410.35	New Section
410.40	Amendment
410.50	Amendment
410.60	Amendment
410.70	Repealed

ILLUSTRATION A
ILLUSTRATION B

4) Statutory Authority: Implementing and authorized by Sections 40/5 and 40/25 of the Radiation Protection Act of 1990 (Ill. Rev. Stat. 1991, ch. 111½, par. 210-5 and 210-25), [420 ILCS 40].5) Effective Date of Adopted Amendment: October 4, 19936) Does this rulemaking contain an automatic repeal date? No7) Do these adopted amendments contain incorporations by reference? No8) Date filed in Agency's Principal Office: October 1, 19939) Notice of Proposal Published in the Illinois Register:

December 18, 1992 (16 Ill. Reg. 19473)

10) Has JCAR issued a Statement of Objections to these Adopted Amendments? No11) Differences between proposal and final version:

(a) In the Table of Contents, by deleting the strike through of the headings for Illustrations A and B.

(b) In the Authority Note, on line 1, by inserting "40/" before "5" and "25"; and on line 3, by inserting "[420 ILCS 40/5 and 25]" after the statutory citation "(Ill. Rev. Stat. 1991, ch. 111½, par. 210-5 and 210-25)".

ILLINOIS REGISTER

DEPARTMENT OF NUCLEAR SAFETY
NOTICE OF ADOPTED AMENDMENT

(d) In Section 410.10

in subsection (a), on line 6, by inserting "(Ill. Rev. Stat. 1991, ch. 111½, par. 210-1 et seq.) [420 ILCS 40]" immediately after the phrase "(the Act)"; and

in subsection (b), on line 5, by inserting the phrase "of 1990" after "Act".

(e) In Section 410.20:

in subsection (b)(1), on line 5, by deleting the comma between the words "physics" and "or"; and

in subsection (b), by deleting subsection (7).

(f) In Section 410.30, in subsection (c), on line 2, by adding an Agency Note as follows:

AGENCY NOTE: The annual registration fee for qualified nondepartment inspectors is \$50. (See Section 25(e) of the Act.)

(g) In Section 410.35, in subsection (a)(2), on line 1, by changing "Willfully" to "Willfully" and "willfully" to "willfully".

(h) In Section 410.40:

in subsection (a), on lines 3 and 4, by deleting the commas after the words "diagnosis";

in subsection (b), on line 4, by inserting "[225 ILCS 60]" after the statutory citation "(Ill. Rev. Stat. 1991, ch. 111, par. 4400-1 et seq.)"; on line 6, by inserting "[225 ILCS 100]" after the statutory citation "(Ill. Rev. Stat. 1991, ch. 111, par. 4801 et seq.)";

in subsection (c), on line 6, by deleting the comma after "procedures"; and

in subsection (d), on line 2, by deleting the comma after "(b)".

(i) In Section 410.50:

in subsection (a)(1), on line 5, by deleting the comma after "400";

DEPARTMENT OF NUCLEAR SAFETY
NOTICE OF ADOPTED AMENDMENT

- in subsection (a)(2), on line 5, by changing the word "state" to "State"; on line 6, by deleting the comma after "Department";
- in subsection (b), on line 2, by deleting the comma after "accurate";
- in subsection (c), on line 5, by inserting "—" between "three" and "step";
- in subsection (f), on line 4, by deleting the "s" on "subsection" and by deleting the subsection reference "(1) and (a)(2)"; and
- in subsection (h), on line 7, by deleting the comma after "400".
- (J) In Section 410.60:
- in subsection (a)(2), Agency Note, on line 7, by inserting "[225 ILCS 100]" after the statutory citation "(Ill. Rev. Stat. 1991, ch. 111, par. 4801 et seq.)"; on line 10, by changing "\$80.00" to "\$80";
- in subsection (a)(2)(B), on line 5, by deleting the phrase "(See Section 25(a) of the Act.)";
- in subsection (a)(3), in the Agency Note, on line 2, by inserting and striking through the omitted language "*Beginning January 1, 1990, the filing fee for inspection and testing results is \$25.00 per machine*"; and on line 5, by inserting \$25;
- in subsection (b), on line 5, by deleting the comma after "400";
- in subsection (c)(1), on line 18, by inserting "—" between "5" and "month"; and on line 20, by inserting "—" between "5" and "month";
- in subsection (c)(2), on line 4, by deleting the comma after "date"; on line 5, by inserting "—" between "7" and "month"; on line 6, by inserting "—" between "5" and "month"; and on line 7, by deleting the subsection reference "(c)"; and
- in subsection (c)(3), on line 5, by deleting the subsection reference "(c)";

- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes

DEPARTMENT OF NUCLEAR SAFETY
NOTICE OF ADOPTED AMENDMENT

- 13) Will these adopted amendments replace an emergency rule currently in effect? No
- 14) Are there any amendments pending on this Part? No
- 15) Summary and Purpose of Adopted Amendments: The Department is amending this Part to: (1) add standards and procedures that will be applied by the Department when it approves or withdraws its approval of individuals as qualified nondepartmental inspectors; and (2) change the Agency Note following Section 410.60(a)(2) to reflect increases in inspection fees and to add penalties for late payment on nonpayment of inspection fees owed to the Department. All of these changes are authorized by P.A. 87-604 and P.A. 87-787. The Department is also making changes to simplify the inspection schedule and to modify the requirements for being approved as a nondepartment inspector. Illustrations A and B are being repealed.
- 16) Information and questions regarding these adopted amendments shall be directed to:

Valerie Puccini
Staff Attorney
Department of Nuclear Safety
1035 Outer Park Drive
Springfield, Illinois 62704
(217) 785-9881 (voice)
(217) 785-9900 (TDD)

The full text of the Adopted Amendment begins on the next page:

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

TITLE 32: ENERGY
CHAPTER II: DEPARTMENT OF NUCLEAR SAFETY
SUBCHAPTER b: RADIATION PROTECTIONPART 410
RADIATION INSPECTORS AND INSPECTIONS

- Section
410.10 Policy and Scope
410.20 Radiation Inspectors Education/Experience and Instrumentation Requirements
410.30 Approval of Application and Application/Registration Fees
410.35 Removal of Approval as Qualified Nondepartment Inspector
410.40 Radiation Installations and Classifications
410.50 Inspection Procedures
410.60 Choice of Type of Inspector, Inspection Fees and Inspection Schedule
410.70 Separate Installation
410.80 Change in Operator
ILLUSTRATION A New Facility Filing Anniversary Date (Class C Facility Used As An Example) (Repealed)
ILLUSTRATION B Existing Facility Filing Anniversary Date (Class B Facility Used As An Example) (Repealed)

AUTHORITY: Implementing and authorized by Sections 5 and 25 of the Radiation Protection Act of 1990 (Ill. Rev. Stat. 1991, ch. 111 1/2, pars. 210-5 and 210-25) [420 ILCS 40/5 and 40/25].

SOURCE: Adopted at 8 Ill. Reg. 23209, effective November 19, 1984; amended at 9 Ill. Reg. 17821, effective November 5, 1985; amended at 10 Ill. Reg. 13265, effective July 29, 1986; amended at 13 Ill. Reg. 342, effective January 30, 1989; amended at 14 Ill. Reg. 13638, effective August 13, 1990; amended at 17 Ill. Reg. 17953, effective October 4, 1993.

Section 410.10 Policy and Scope

- a) The--Radiation--Protection-Advisory-Council--shall--recommend--criteria to--the--Department--of--Nuclear--Safety--(Department)--for--education, experience--and--instrumentation--standards--for--inspectors--of--radiation machines--in--radiation--installations. This part implements the provisions of the Radiation Protection Act of 1990 (the Act) (Ill. Rev. Stat. 1991, ch. 111 1/2, par. 210-1 et seq.) [420 ILCS 40/ regarding the inspection of radiation machines by qualified nondepartment inspectors. Specifically this part:
- 1) Establishes procedures for inspections of radiation machines;
 - 2) Establishes the standards and procedures that the Department will apply for approving individuals as qualified nondepartment inspectors of radiation machines;
 - 3) Establishes standards and procedures to be applied by the

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

Department when withdrawing its approval of a qualified nondepartment inspector; and

4) Establishes the Department's procedures for reviewing the inspection procedures followed by qualified nondepartment inspectors and the inspection reports prepared by nondepartment inspectors.

b) The-Department-shall:

- 1) Establish---radiation---machine---inspection---standards---for---the protection-of-the-public-health;
- 2) Maintain-and-provide-on-request-a-list-of-persons-approved-as qualified-nondepartment-inspectors-of-radiation-machines;
- 3) Review-the--findings--and--inspection--procedures--of--qualified nondepartment-inspectors.

This Part shall apply to any person who operates a radiation installation in Illinois. This Part shall also apply to any person, other than a Departmental inspector, who performs inspections or tests of radiation machines required by Section 25 of the Radiation Protection Act of 1990.

(Source: Amended at 17 Ill. Reg. 17953, effective October 4, 1993.)

Section 410.20 Radiation Inspectors Education/Experience and Instrumentation Requirements

- a) An-individual-is-considered-qualified-to-be-an-inspector-of-radiation machines--if--his--or--her-credentials-satisfy-the-criteria-which-have been-recommended-by-the-Radiation--Protection--Advisory--Council--(See Section--8-9-of-the-Radiation-Protection-Act-(the-Act)-Ill-Rev-Stat-1987--ch--111-1/2--par--210-9)-and-approved-by-the-Department-as-set forth--in--this-Section. Inspections and testing of radiation machines shall be conducted by designated Department personnel or by qualified nondepartment inspectors that are approved by the Department in accordance with Section 410.30.
- b) Inspections-and-testing-of-radiation-machines-shall-be-conducted-by designated-Department-personnel--or-by-other-qualified-nondepartment inspectors--Approval-of-nondepartment-inspectors-shall-be-based-upon meeting In addition to satisfying the other requirements for approval set forth in this Part, an individual seeking approval as a qualified nondepartment inspector shall meet the education/certification and experience in clinical practice requirements indicated in any one of the criteria set forth below.

Education and/or Certification	Experience
--------------------------------	------------

- 1) Certification by the American Board of Radiology, American and experience included in certification.

DEPARTMENT OF NUCLEAR SAFETY
NOTICE OF ADOPTED AMENDMENT(S)

Board of Medical
Physics or Canadian
College of Medical
Physics,
radiological physics or
diagnostic radiological
physics

- 2) Certification by the American Board of Health Physics and 6 months of x-ray survey experience included-----in certification.
 - 3) Doctorate (Ph.D.) and 1 year 6--months of applied x-ray radiation protection experience of which 6 months must be x-ray experience.
 - 4) Master's-(MS/MA)-degree and in-health--physics7 medicine-----radiologist physics-or-physics i-year-of-applied-x-ray radiation-----protection experience7
 - 5) Bachelor's (BS/BA) and 2 years of applied x-ray radiation protection experience of which 6 months must be x-ray survey experience.
 - 6) Master's (MS/MA) or Bachelor's (BS/BA) and 3 years of applied x-ray radiation protection experience of which 1 year must be x-ray survey experience.
 - 7) Registered---Radiologic technologist and 5--years---of---applied x-ray-----radiation protection-experience
- c) Upon initial application to the Department, and as a condition for approval as a qualified inspector, an applicant shall submit verification of access to instruments which will enable the individual to perform inspections and tests in accordance with Department standards.
- d) Individuals approved by the Department as qualified nondepartment

DEPARTMENT OF NUCLEAR SAFETY
NOTICE OF ADOPTED AMENDMENT(S)

inspectors prior to the effective date of this Part will continue to remain approved qualified nondepartment inspectors unless approval is removed for cause pursuant to Section 410.35.

(Source: Amended at 17 Ill. Reg. 17953, effective October 4, 1993)

Section 410.30 Approval of Application and Application/Registration Fees

- a) An applicant for approval by the Department as a qualified nondepartment inspector shall submit a complete and legible application on a form prescribed and furnished by the Department. The Department shall assess each applicant an application fee, as prescribed in Section 8-9 25 (e) of the Act which will serve as a registration fee for the remainder of the calendar year. The application fee is non-refundable.
- b) The Department shall provide written notification to the applicant concerning the status of the application within 4 weeks after receipt of the application. If approval is granted, the applicant shall receive a "Notice of Approval" and the individual's name and address shall be entered in the record of persons approved as qualified nondepartment inspectors of radiation machines.
- c) The Department shall assess all qualified nondepartment inspectors an annual registration fee, as prescribed in Section 8-9 25(e) of the Act, payable on January 1 of each year. The registration fee is non-refundable. Failure of the inspector to remit the appropriate registration fee by January 1, will cause the Department to remove the individual's name from the record specified in subsection (b) above. If an individual's name is removed from the record of qualified nondepartment inspectors, the Department will not accept radiation machine inspection reports completed on or after the date the inspector's name was removed from the record.

AGENCY NOTE: The annual registration fee for qualified nondepartment inspectors is \$50. (See Section 25(e) of the Act.)
d) If an individual's name is removed from the record of qualified nondepartment inspectors, he or she may reapply for approval by the Department in accordance with the requirements of subsections (a) and (b).

(Source: Amended at 17 Ill. Reg. 17953, effective October 4, 1993)

Section 410.35 Removal of Approval as Qualified Nondepartment Inspector

- a) The Department may withdraw its approval and remove an individual from the record of qualified nondepartment inspectors for any one or a combination of the following causes:
 - 1) Knowingly causing a material misstatement or misrepresentation to be made in the application for approval as a qualified

NOTICE OF ADOPTED AMENDMENT(S)

nondepartment inspector if such misstatement or misrepresentation would impair the Department's ability to assess and evaluate the applicant's qualifications for approval under this Part.

2) Willfully evading the Department's regulations, or willfully aiding another person in evading such regulations;

3) Exhibiting significant or repeated incompetence in the performance of inspections of radiation machines;

4) Knowingly submitting to the Department an inspection report that contains false or misleading information;

5) Submitting to the Department under his/her inspector identification number and signature a report for an inspection that he or she did not personally perform; or

6) Failing to pay the registration fee prescribed in Section 25(e) of the Act.

b) If, based upon any of the above grounds, the Department determines that action is necessary to withdraw approval of a qualified nondepartment inspector and to remove the individual's name from the record of qualified nondepartment inspectors, the Department shall notify the individual and shall provide an opportunity for a hearing in accordance with 32 Ill. Adm. Code 200.60. An opportunity for a hearing shall be provided before the Department withdraws its approval of a nondepartment inspector or removes the name of an individual from the record of approved qualified nondepartment inspectors.

c) If an individual's name has been removed from the record of qualified nondepartment inspectors due to nonpayment of the fee prescribed in Section 25 of the Act, that individual's name shall be reinstated automatically to the record of qualified nondepartment inspectors upon receipt by the Department of the prescribed fee.

d) An individual whose name has been removed from the record of qualified nondepartment inspectors may seek reinstatement to the record by filing a petition for reinstatement with the Department which complies with the requirements of 32 Ill. Adm. Code 200.40. Such petition may only be accepted for consideration by the Department 1 year or more after the individual's name has been removed from the record of qualified nondepartment inspectors. The individual shall be afforded a hearing in accordance with 32 Ill. Adm. Code 200.

(Source: Added at 17 Ill. Reg. 17953 effective October 4, 1993)

Section 410.40 Radiation Installations and Classifications

Radiation installations shall be classified based on the type of radiation machines located within the installation as follows:

a) Class A - shall include all ~~radiation--installations--utilizing~~ radiation machines located in dental offices and clinics and used solely for dental diagnosis, or located in veterinary offices and used solely for diagnosis and all installations using commercially manufactured cabinet radiographic/fluoroscopic radiation machines and

NOTICE OF ADOPTED AMENDMENT(S)

electron microscopes. (See Section 8-9 25(f) of the Act.)

b) Class B - shall include all ~~radiation--installations--utilizing~~ radiation machines, other than machines used for performing mammography, located in offices or clinics of persons licensed under the ~~Medical Practice Act of 1987~~ Medical Practice Act of 1987 (Ill. Rev. Stat. 1987 1991, ch. 111, par. 4400-1 et seq.) [225 ILCS 60]; or under the ~~Podiatric Medical Practice Act of 1987~~ [225 ILCS 60]; or under the ~~Podiatric Medical Practice Act of 1987~~ (Ill. Rev. Stat. 1987 1991, ch. 111, par. 4801 et seq.) [225 ILCS 100] and ~~used solely for diagnosis or therapy and all installations using spectroscopy radiation machines, non-commercially manufactured cabinet radiographic/fluoroscopic radiation machines, portable radiographic/fluoroscopic radiation machines units, non-cabinet baggage/package fluoroscopic radiation machines and electronic beam welders.~~ See Section 8-9 25(f) of the Act.)

c) Class C - shall include all ~~radiation--installations--utilizing~~ radiation machines which are not classified as Class A or Class B ~~installations~~. Class C shall include but not be limited to radiation machines located in hospitals and educational institutions, all radiation machines used for performing mammography procedures and all installations using diffraction radiation machines, open radiography radiation machines, closed radiographic/fluoroscopic radiation machines and radiation machines used as gauges. Test booths, tubs, baths or rooms used by manufacturing, assembly or repair facilities for testing radiation machines shall be categorized as Class C radiation installations. (See Section 8-9 25(f) of the Act.)

d) Radiation installations utilizing radiation machines that are in different classes (see subsections (a), (b) and (c) above) will be assigned a classification based upon the machine(s) requiring the most frequent inspecting and testing. (See Section 410.60(d).)

(Source: Amended at 17 Ill. Reg. 17953 effective October 4, 1993)

Section 410.50 Inspection Procedures

a) It will be the responsibility of the ~~Departmental--inspector--and--the~~ The qualified nondepartment inspector to shall:

- 1) Establish that ~~whether~~ radiation machines are being maintained and operated in accordance with standards established by the Department to protect the public health as set forth in 32 Ill. Adm. Code 310, 320, 340, 350, 360, 380, 390, 400r and 401; and
- 2) Consult with the operator to ascertain the identity of individuals who use the equipment to administer ionizing radiation to human beings (See 32 Ill. Adm. Code 360.30(a)(4) and 360.30(i)) and to verify that those named individuals are licensed in accordance with ~~state~~ State law, are accredited by the Department, or are exempt from such requirements in

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

- accordance with 32 Ill. Adm. Code 401.30.
- b) ~~it will be the responsibility of the~~ The qualified nondepartment inspector ~~to shall~~ provide timely, accurate and thorough inspection reports and ~~certify~~ all survey findings on appropriate Department radiation machine inspection forms. A survey instruction manual will be provided to each inspector by the Department for the completion of this requirement.
- c) ~~it will be the responsibility of the~~ The qualified nondepartment inspector ~~to shall~~ perform radiation measurements with instruments which are sufficiently sensitive to determine compliance with the standards established by the Department under this section. These instruments shall be calibrated with devices which have no more than a three-step (tertiary) calibration, traceable to the National Bureau of Standards and Technology.
- d) The qualified nondepartment inspector ~~shall certify on each radiation inspection report that he prepares for submission to the Department that he personally performed the inspection and that the inspection was performed in accordance with the standards established by the Department. (See Section 25(b) of the Act.)~~
- de) ~~it will be the responsibility of the~~ The qualified nondepartment inspector ~~to shall~~ certify on appropriate Department radiation machine inspection forms for each inspection that his/her instruments have been properly calibrated at intervals not to exceed 12 months prior to each inspection.
- ef) ~~it will be the responsibility of the~~ The qualified nondepartment inspector ~~to shall~~ maintain, for a period of at least 9 one inspection cycles cycle (See Section 410.60(d)), a copy of all inspection data gathered during inspections of radiation machines conducted in accordance with ~~subsections~~ subsection (a)(1) and (2) above.
- fg) ~~it will be the responsibility of each~~ Each operator of a radiation installation shall, upon within 30 days of completion of the inspection and testing of the each radiation machines machine by a qualified nondepartment inspector, to forward a clear, legible copy of the inspection report along with the appropriate filing fee to the Department. (See Section 410.60(a)(3).)
- h) In the event the Department has reason to question the accuracy or thoroughness of a radiation machine inspection report due to the submission of incomplete or contradictory information or, ~~wherein--it is not possible if the Department is not able to verify compliance with the Department's standards for operating such equipment in accordance with 32 Ill. Adm. Code 310, 320, 340, 350, 360, 380, 390, 400 and 401, the report will be returned to the operator for completion, correction or for reinspection as appropriate. Forms returned to the operator for corrections or completion, or for reinspection must be returned to the Department within 30 days of receipt.~~
- gi) Within 30 days of receipt of a completed radiation machine inspection report, the Department will provide results to the operator regarding the inspector's survey.

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

- hj) Reviews of qualified nondepartment inspectors' survey findings and inspection procedures will be conducted by the Department. Items and procedures considered as part of such reviews shall include, but need not be limited to, one or more of the following:
- 1) The type of instruments used by the inspector;
 - 2) The procedures for the use of these instruments to determine compliance with Department standards;
 - 3) The thoroughness and accuracy of inspection reports;
 - 4) Use of other documents and investigative procedures to assure compliance with Department standards listed in subsection (a) above; and
 - 5) Reinspection and testing by the Department of the radiation machines, records, and associated operation procedures of a radiation installation that were inspected by a qualified nondepartment inspector; and
 - 6) Visual observation of the nondepartment inspector during the performance of an inspection.

(Source: Amended at 17 Ill. Reg. 17953, effective October 4, 1993.)

Section 410.60 Choice of Type of Inspector, Inspection Fees and Inspection Schedule

a) Operators of radiation installations shall assure that the installations, including all radiation machines located therein, are registered with the Department in accordance with the provisions of 32 Ill. Adm. Code 320 and are inspected and tested in accordance with the requirements of this Part.

- 1) Operators may elect to have their radiation machines and associated operating procedures inspected and tested by either a Departmental inspector or by a qualified nondepartment inspector whose name is included in the Department's record of persons approved as qualified inspectors of radiation machines.
- 2) Fees for Department inspection and testing will be as prescribed in the Act.

AGENCY NOTE: The fee for a Department inspection and testing will be \$455 per radiation machine located in dental offices and clinics and used solely for dental diagnosis, in veterinary offices and used solely for diagnosis, or in offices and clinics of persons licensed under the Podiatric Medical Practice Act of 1987 (Ill. Rev. Stat. 1989 1991, ch. 111, par. 4801 et seq.) [225 ILCS 100], and used solely for diagnosis or therapy. The fee for inspection and testing in all other cases shall be \$65--per radiation machine--before--January--17--1990;--and \$80--per radiation machine on-or-after--January--17--1990. The Department will bill the operator for the appropriate fee after the machine has been inspected and tested. (See Section 8-9 25(a) of the Act.)

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

- A) Inspection fees assessed under this Section shall be due within 60 days of billing. (See Section 25(a) of the Act.)
- B) After 60 days, the Department shall assess the operator of the installation a late payment penalty for each machine at the installation for which an inspection fee is still outstanding, as prescribed in Section 25(a) of the Act.
- AGENCY NOTE: The late payment penalty for inspection fees paid more than 60 days after billing is \$25 per month for each machine at the installation for which an inspection fee is still outstanding. (See Section 25(a) of the Act.)
- C) If the fee for inspection and testing is not paid within 180 days of the initial billing, the Department may order the operator of the installation to cease use of the machines for which the fee is outstanding or take other appropriate enforcement action as provided in Section 36 of the Act. (See Section 25(a) of the Act.)

- 3) If the operator elects to have a qualified nondepartment inspector inspect and test the radiation equipment, the Department will assess a filing fee per radiation machine, as prescribed in Section 8-9 25(b) of the Act. The filing fee is payable, by the operator, to the Department upon submission of the qualified nondepartment inspector's radiation inspection report.

AGENCY NOTE: The filing fee for radiation machine inspection and testing results is \$5:00-per-machine-through-December-31-1989. Beginning-January-1-1990-the-filing-fee-for-inspection-and-testing-results-is \$25:00-per-machine. (See Section 8-9 25(b) of the Act.)

- b) Operators of radiation installations shall assure that all radiation machines located in that installation are maintained and operated in accordance with standards established by the Department to protect the public health and safety as set forth in 32 Ill. Adm. Code 310, 320, 340, 350, 360, 380, 390, 400 and 401. Operators shall also assure that all persons who use a radiation machine to administer ionizing radiation to human beings are licensed in accordance with the requirements of 32 Ill. Adm. Code 360.10, or are accredited by the Department, or exempt from such requirements in accordance with 32 Ill. Adm. Code 401.30.

- c) Inspection Report Filing Anniversary Date (See illustrations-A-and-B for-Anniversary-Date-Explanations)

- 1) Each operator of a radiation installation shall file an application for initial inspection and testing to be performed by either a Departmental inspector or a qualified nondepartment inspector no later than 30 days after the initial installation of a radiation machine(s) (See Section 8-9 25(c) of the Act) or-90 days-after-the-effective-date-of-this-Party-which-ever-is-later. The radiation machine(s) shall be inspected and tested in accordance with Section 410.50(a) and radiation inspection report(s) filed with the Department within 6 months of the date

4

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

of initial installation or--the-effective--date-of-this-Party-which-ever-is-later. The inspection and testing end date will establish the operator's filing anniversary date for filing subsequent radiation machine inspection reports. All future inspection and testing of the operator's radiation machine(s) must be performed and the radiation inspection report filed either on the filing anniversary date or within the 5-month period immediately preceding the operator's filing anniversary date. Submission of inspection reports within the 5-month period immediately preceding the operator's filing anniversary date will not change the filing anniversary date for subsequent inspection reports.

- 2) For-operators-of-radiation-installations-who-have-filed-radiation inspection-reports-with-the-Department-previous-to-the-effective-date-of-this-Party-the-filing-anniversary-date-will-be-the--end-date--of--the--last-inspection-and-testing-period-as-indicated-on the-most-recent-inspection-report-filed-with-the-Department--At future-inspections-and-testing--of-the--operator's--radiation machine(s)--must-be-completed-and-the-report-filed-either-on-the-filing-anniversary-date-or-within-the-5-month-period--immediately preceding-the-operator's-filing-anniversary-date-

- 32) If any radiation machine(s) is installed, relocated (i.e. stationary equipment that has been moved) or reactivated within 7 months prior to the operator's inspection report filing anniversary date and if the machine(s) is inspected during the 7-month period, the radiation machine(s) does not have to be reinspected within the 5-month period prescribed in subsection 25(1) above. The radiation inspection report(s) shall be filed with the Department on or before the operator's inspection report filing anniversary date.

- 43) If any radiation machine(s) totally replaces the operator's radiation machine inventory, the operator's inspection report filing anniversary date will be changed to the end date of the inspection and testing of the radiation machine(s). In accordance with subsection 25(1) above, inspection reports shall be filed within 6 months from the date of installation of the replacement machine(s).

- d) An operator shall file an application for subsequent inspections to be performed by either a Departmental or qualified nondepartment inspector in accordance with the following schedule:

- 1) Operators of Class A installations shall file an application for inspection each 3 5 years.
- 2) Operators of Class B installations shall file an application for inspection each 2 years.
- 3) Operators of Class C installations shall file an application for inspection annually.
- 4) Applications for inspections of existing radiation machines must be filed with the Department within 9 6 months of the operator's inspection report filing anniversary date.

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

- e) Within Operators of radiation installations shall notify the Department within 30 days of the installation of new, used, relocated, or reactivated radiation machines, the operator shall file an application for an inspection by either a Departmental inspector or a qualified nondepartment inspector. Inspection and testing of the radiation machine(s) shall be performed in accordance with subsection (c) above and radiation inspection report(s) filed with the Department within 6 months of the date of installation/activation of the system(s). The selection of Departmental or qualified nondepartment inspector which was made pursuant to subsection (d) above, shall also apply to inspections of equipment required by this subsection, unless the Department is notified that a change is requested. This Section applies to the relocation or reactivation of a radiation machine(s) that previously had been stored or rendered mechanically or electrically inoperable by the operator.

(Source: Amended at 17 Ill. Reg. 17953, effective October 4, 1993)

Section 410.70 Separate Installation

Radiation installations shall be defined as any location or facility where radiation machines are used. For purposes of registration and inspection frequency, the Department shall interpret "radiation installation" as follows:

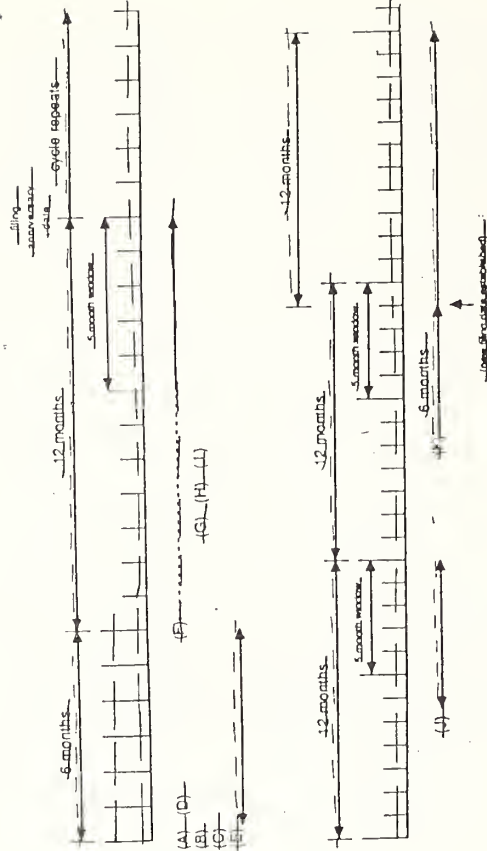
- a) A facility where one or more radiation machine machines which is are utilized by a given Class as defined in Section 410.40, is are operated by the same person and is are located either in a single building or in a group of buildings which are contiguous to one another will be treated as a single radiation installation, except as provided in subsection (b) below.
- b) If the Department is treating radiation machines which are located in different buildings as being part of a single radiation installation in accordance with subsection (a) above and the operator seeks to have the facilities treated as separate installations, the Department will consider the facilities as separate radiation installations upon receipt of a written request of the operator.

(Source: Amended at 17 Ill. Reg. 17953, effective October 4, 1993)

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

Section 410. Illustration A New Facility Filing Anniversary Date (Class C Facility Used As An Example) (Repealed)



- AGENCY NOTE: Letters set off by closed parentheses in the above illustration correspond to the arabic outline letters below.
- A) An operator of a facility installs a radiation machine. (See Section 410.40(c)(7))
- Prior to operation, the operator must register the radiation machine with the Department. (See 32 Ill. Adm. Code 920.107)
- The Department will forward an application for inspection to the operator upon notification of the installation of a radiation machine. The application will be the mechanism by which an operator will declare his or her preference for either a Department or qualified nondepartment inspector. (See Sections 410.60(f)(1) and (f)(7)(7))
- The operator is required to file the application for inspection within 30 days from the date of installation of the radiation machine. (See Section 410.60(f)(7)(7))
- The operator must have his or her radiation machine inspected and a radiation inspection report filed with the Department within 6 months of the date of initial installation. (See Section 410.60(f)(7)(7))
- The end date of the radiation machine inspection and testing will establish the operator's filing anniversary date for filing subsequent inspection reports. At future inspection and testing of the operator's radiation machine(s), must be performed and the radiation

[illegible]

45
The new water treatment plant is expected to be completed by the end of the year.

1
 2
 3
 4
 5
 6
 7
 8
 9
 10
 11
 12
 13
 14
 15
 16
 17
 18
 19
 20
 21
 22
 23
 24
 25
 26
 27
 28
 29
 30
 31
 32
 33
 34
 35
 36
 37
 38
 39
 40
 41
 42
 43
 44
 45
 46
 47
 48
 49
 50
 51
 52
 53
 54
 55
 56
 57
 58
 59
 60
 61
 62
 63
 64
 65
 66
 67
 68
 69
 70
 71
 72
 73
 74
 75
 76
 77
 78
 79
 80
 81
 82
 83
 84
 85
 86
 87
 88
 89
 90
 91
 92
 93
 94
 95
 96
 97
 98
 99
 100
 101
 102
 103
 104
 105
 106
 107
 108
 109
 110
 111
 112
 113
 114
 115
 116
 117
 118
 119
 120
 121
 122
 123
 124
 125
 126
 127
 128
 129
 130
 131
 132
 133
 134
 135
 136
 137
 138
 139
 140
 141
 142
 143
 144
 145
 146
 147
 148
 149
 150
 151
 152
 153
 154
 155
 156
 157
 158
 159
 160
 161
 162
 163
 164
 165
 166
 167
 168
 169
 170
 171
 172
 173
 174
 175
 176
 177
 178
 179
 180
 181
 182
 183
 184
 185
 186
 187
 188
 189
 190
 191
 192
 193
 194
 195
 196
 197
 198
 199
 200
 201
 202
 203
 204
 205
 206
 207
 208
 209
 210
 211
 212
 213
 214
 215
 216
 217
 218
 219
 220
 221
 222
 223
 224
 225
 226
 227
 228
 229
 230
 231
 232
 233
 234
 235
 236
 237
 238
 239
 240
 241
 242
 243
 244
 245
 246
 247
 248
 249
 250
 251
 252
 253
 254
 255
 256
 257
 258
 259
 260
 261
 262
 263
 264
 265
 266
 267
 268
 269
 270
 271
 272
 273
 274
 275
 276
 277
 278
 279
 280
 281
 282
 283
 284
 285
 286
 287
 288
 289
 290
 291
 292
 293
 294
 295
 296
 297
 298
 299
 300
 301
 302
 303
 304
 305
 306
 307
 308
 309
 310
 311
 312
 313
 314
 315
 316
 317
 318
 319
 320
 321
 322
 323
 324
 325
 326
 327
 328
 329
 330
 331
 332
 333
 334
 335
 336
 337
 338
 339
 340
 341
 342
 343
 344
 345
 346
 347
 348
 349
 350
 351
 352
 353
 354
 355
 356
 357
 358
 359
 360
 361
 362
 363
 364
 365
 366
 367
 368
 369
 370
 371
 372
 373
 374
 375
 376
 377
 378
 379
 380
 381
 382
 383
 384
 385
 386
 387
 388
 389
 390
 391
 392
 393
 394
 395
 396
 397
 398
 399
 400
 401
 402
 403
 404
 405
 406
 407
 408
 409
 410
 411
 412
 413
 414
 415
 416
 417
 418
 419
 420
 421
 422
 423
 424
 425
 426
 427
 428
 429
 430
 431
 432
 433
 434
 435
 436
 437
 438
 439
 440
 441
 442
 443
 444
 445
 446
 447
 448
 449
 450
 451
 452
 453
 454
 455
 456
 457
 458
 459
 460
 461
 462
 463
 464
 465
 466
 467
 468
 469
 470
 471
 472
 473
 474
 475
 476
 477
 478
 479
 480
 481
 482
 483
 484
 485
 486
 487
 488
 489
 490
 491
 492
 493
 494
 495
 496
 497
 498
 499
 500
 501
 502
 503
 504
 505
 506
 507
 508
 509
 510
 511
 512
 513
 514
 515
 516
 517
 518
 519
 520
 521
 522
 523
 524
 525

1. The number of people who are not in the
2. The number of people who are in the
3. The number of people who are not in the
4. The number of people who are in the
5. The number of people who are not in the
6. The number of people who are in the
7. The number of people who are not in the
8. The number of people who are in the
9. The number of people who are not in the
10. The number of people who are in the

[illegible][illegible]

1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100

(Source: Repealed at 17 Ill. Reg. 17953 effective October 4, 1993)

[illegible]

45
The new water treatment plant is expected to be completed by the end of the year.

1
 2
 3
 4
 5
 6
 7
 8
 9
 10
 11
 12
 13
 14
 15
 16
 17
 18
 19
 20
 21
 22
 23
 24
 25
 26
 27
 28
 29
 30
 31
 32
 33
 34
 35
 36
 37
 38
 39
 40
 41
 42
 43
 44
 45
 46
 47
 48
 49
 50
 51
 52
 53
 54
 55
 56
 57
 58
 59
 60
 61
 62
 63
 64
 65
 66
 67
 68
 69
 70
 71
 72
 73
 74
 75
 76
 77
 78
 79
 80
 81
 82
 83
 84
 85
 86
 87
 88
 89
 90
 91
 92
 93
 94
 95
 96
 97
 98
 99
 100
 101
 102
 103
 104
 105
 106
 107
 108
 109
 110
 111
 112
 113
 114
 115
 116
 117
 118
 119
 120
 121
 122
 123
 124
 125
 126
 127
 128
 129
 130
 131
 132
 133
 134
 135
 136
 137
 138
 139
 140
 141
 142
 143
 144
 145
 146
 147
 148
 149
 150
 151
 152
 153
 154
 155
 156
 157
 158
 159
 160
 161
 162
 163
 164
 165
 166
 167
 168
 169
 170
 171
 172
 173
 174
 175
 176
 177
 178
 179
 180
 181
 182
 183
 184
 185
 186
 187
 188
 189
 190
 191
 192
 193
 194
 195
 196
 197
 198
 199
 200
 201
 202
 203
 204
 205
 206
 207
 208
 209
 210
 211
 212
 213
 214
 215
 216
 217
 218
 219
 220
 221
 222
 223
 224
 225
 226
 227
 228
 229
 230
 231
 232
 233
 234
 235
 236
 237
 238
 239
 240
 241
 242
 243
 244
 245
 246
 247
 248
 249
 250
 251
 252
 253
 254
 255
 256
 257
 258
 259
 260
 261
 262
 263
 264
 265
 266
 267
 268
 269
 270
 271
 272
 273
 274
 275
 276
 277
 278
 279
 280
 281
 282
 283
 284
 285
 286
 287
 288
 289
 290
 291
 292
 293
 294
 295
 296
 297
 298
 299
 300
 301
 302
 303
 304
 305
 306
 307
 308
 309
 310
 311
 312
 313
 314
 315
 316
 317
 318
 319
 320
 321
 322
 323
 324
 325
 326
 327
 328
 329
 330
 331
 332
 333
 334
 335
 336
 337
 338
 339
 340
 341
 342
 343
 344
 345
 346
 347
 348
 349
 350
 351
 352
 353
 354
 355
 356
 357
 358
 359
 360
 361
 362
 363
 364
 365
 366
 367
 368
 369
 370
 371
 372
 373
 374
 375
 376
 377
 378
 379
 380
 381
 382
 383
 384
 385
 386
 387
 388
 389
 390
 391
 392
 393
 394
 395
 396
 397
 398
 399
 400
 401
 402
 403
 404
 405
 406
 407
 408
 409
 410
 411
 412
 413
 414
 415
 416
 417
 418
 419
 420
 421
 422
 423
 424
 425
 426
 427
 428
 429
 430
 431
 432
 433
 434
 435
 436
 437
 438
 439
 440
 441
 442
 443
 444
 445
 446
 447
 448
 449
 450
 451
 452
 453
 454
 455
 456
 457
 458
 459
 460
 461
 462
 463
 464
 465
 466
 467
 468
 469
 470
 471
 472
 473
 474
 475
 476
 477
 478
 479
 480
 481
 482
 483
 484
 485
 486
 487
 488
 489
 490
 491
 492
 493
 494
 495
 496
 497
 498
 499
 500
 501
 502
 503
 504
 505
 506
 507
 508
 509
 510
 511
 512
 513
 514
 515
 516
 517
 518
 519
 520
 521
 522
 523
 524
 525

1. The number of people who are not in the
2. The number of people who are in the
3. The number of people who are not in the
4. The number of people who are in the
5. The number of people who are not in the
6. The number of people who are in the
7. The number of people who are not in the
8. The number of people who are in the
9. The number of people who are not in the
10. The number of people who are in the

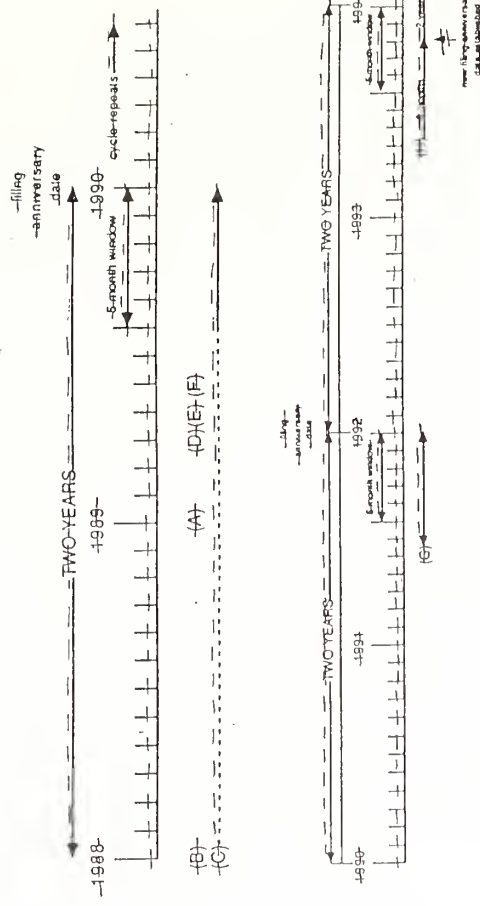
[illegible]

十

1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100

(Source: Repealed at 17 Ill. Reg. 17953 effective October 4, 1993)

Section 410. ILLUSTRATION B Existing Facility Filing Anniversary Date, (Class B Facility Used As An Example) (Repealed).



10
 9
 8
 7
 6
 5
 4
 3
 2
 1
 0
 1
 2
 3
 4
 5
 6
 7
 8
 9
 10
 11
 12
 13
 14
 15
 16
 17
 18
 19
 20
 21
 22
 23
 24
 25
 26
 27
 28
 29
 30
 31
 32
 33
 34
 35
 36
 37
 38
 39
 40
 41
 42
 43
 44
 45
 46
 47
 48
 49
 50
 51
 52
 53
 54
 55
 56
 57
 58
 59
 60
 61
 62
 63
 64
 65
 66
 67
 68
 69
 70
 71
 72
 73
 74
 75
 76
 77
 78
 79
 80
 81
 82
 83
 84
 85
 86
 87
 88
 89
 90
 91
 92
 93
 94
 95
 96
 97
 98
 99
 100

[illegible]

10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100
----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	-----

[illegible][illegible][illegible]

[illegible]

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT

10) Has JCAR issued a Statement of Objections to these Adopted Amendments?
No

11) Differences between proposal and final version:

- (a) In the Table of Contents, in the heading for Section 360.60, line 2, by deleting the comma after the word "Veterinary".
- (b) In the Authority Note, line 3, by inserting "-1" after "par. 210"; and on line 3, by inserting "[420 ILCS 40]" after the statutory citation "(Ill. Rev. Stat. 1991, ch. 111½, par. 210-1 et seq.)".
- (c) In Section 360.10, in subsection (a), on line 5, by inserting "[225 ILCS 601]" after the statutory citation "(Ill. Rev. Stat. 1991, ch. 111, pars. 4400-1 et seq.)"; on line 6, by inserting "[225 ILCS 25]" after the statutory citation "(Ill. Rev. Stat. 1991, ch. 111, pars. 2301 et seq.)"; on line 8, by inserting "[225 ILCS 100]" after the statutory citation "(Ill. Rev. Stat. 1991, ch. 111, pars. 4801 et seq.)"; on line 16, by inserting "[225 ILCS 115]" after the statutory citation "(Ill. Rev. Stat. 1991, ch. 111, pars. 7001 et seq.)"; and on line 18, by deleting the comma after "400".
- (d) Section 360.20:
 - in the definition of "Beam-limiting device", line 3, by deleting the comma after "Diaphragm";
 - by inserting the definition of "Beam monitoring system" after the definition of "Beam-limiting system";
 - in the definition of "Central axis of the beam", line 3, by inserting a hyphen between "beam" and "limiting";
 - in the definition of "Charged particle beam" by changing the phrase "definition of beam" to "Beam" after the word "see";
 - in the definition of "Control panel", line 2, by deleting the comma after the word "pushbuttons";
 - in the definition of "CT gantry", line 2, by deleting the comma after the word "detectors".
 - in the definition of "Diagnostic imaging specialist", line 2, by deleting the comma after the word "training"; on line 7, by deleting the comma after the word "Physics"; and on line 11, by

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT

inserting the word "qualified" before the word "nondepartment"; in the Agency Note, line 5, by deleting the word "three" before the word "years" and by inserting "3"; and on line 6, by deleting the word "three" before the word "years" and by inserting "3";

by deleting the definition of "Dose monitoring system";

in the definition of "Filter", line 3, by deleting the comma before the word "or";

in the definition of "Gonad shield", on line 2, by deleting "0.50 mm" and by inserting "0.5 millimeter" before the word "lead";

in the Agency Note, language reinstated with the exception of the following: on line 2 "is" was changed to "should be";

in the definition of "Image intensifier", on line 2, by inserting ", usually by electronic means" after the word "image";

in the definition of "Leakage technique factors", on line 6, by deleting the word "an" and by inserting "1" before the word "hour"; on line 8, by inserting a hyphen between the words "millampere" and "seconds"; and on line 12, by deleting the word "an" and by inserting "1" before the word "hour";

in the definition of "Mammography phantom", on line 6, by inserting a hyphen between "4.5" and "centimeter"; and on line 8, by deleting the comma after the word "specks";

in the definition of "Monitor unit", on line 1, by changing the word "dose" to "beam";

in the definition of "Moving beam therapy", on line 3, by deleting the comma after the word "therapy";

in the definition of "Personnel monitoring", on line 3, by deleting the comma after the word "dosimeters";

in the definition of "Protective apron", on line 2, by deleting "mm" and by inserting "millimeter" after "0.25";

in the definition of "Protective glove", on line 2, by deleting "mm" and by inserting "millimeter" after "0.25";

in the definition of "Radiation beam", by deleting the phrase "definition for beam" and by inserting the word "Beam";

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT

- by retaining the definition of "Radiologist";
- in the definition of "Shadow tray", on line 2, by inserting a hyphen between the word "beam" and the word "limiting";
- in the definition of "Therapeutic Radiological Physicist", on line 2, by deleting the comma after the word "training"; on line 3, by deleting the word "to" before "evaluate" and before "advise"; on line 4, by deleting the comma after the word "needs", and by deleting the word "to" before "apply"; on line 8, by deleting the comma after the word "physics"; on line 15, by deleting the comma after both instances of the word "physics"; and on line 21, by deleting the comma after "(d)";
- in the definition of "Useful beam" on line 3, by deleting the phrase "definition for beam" and inserting the word "Beam";
- in the definition of "X-ray equipment" on line 1, by deleting the comma after "sub-system"; and on line 5, by inserting the phrase, "Mobile X-ray equipment includes x-ray equipment permanently mounted in vehicles." after the word "assembled."; and
- in the definition of "X-ray system" on line 4, by deleting the comma after the word "device"; and on line 7, by deleting the comma after the word "systems".
- (e) In Section 360.30, on line 2, by changing "Healing Arts" to "healing arts";
- in subsection (a), on line 1, by deleting the space and hyphen after the word "Registrant" and inserting " ";
- in subsection (a)(4), on line 3, by deleting the comma after the word "Department"; and on line 4, by deleting the comma after "401";
- in subsection (b), on line 1, by deleting the space and hyphen after the word "Shielding" and inserting " ";
- in subsection (e), on line 1, by deleting the space and hyphen after the word "Prohibitions";
- in subsection (e)(1), on line 1, by deleting the space and hyphen after the word "Exposure" and inserting " ";

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT

- in subsection (e)(1)(A), on line 1, by deleting the comma after the word "demonstration";
- in subsection (e)(4), on line 2, by deleting the word "all" and inserting "routine diagnostic radiological imaging"; on line 2, by inserting a comma after the word "procedures"; and on line 4, by inserting a comma after the word "imaging";
- in subsection (f), on line 1, by deleting the space and hyphen after the word "Requirements" and inserting " "; and on line 5, by deleting the comma after the word "monitoring";
- in subsection (h), on line 1, by deleting the space and hyphen after the word "Information" and inserting " "; and on line 5, by deleting the comma after the word "storage";
- in subsection (i), on line 1, by deleting the space and hyphen after the word "Qualifications" and inserting " ";
- in subsection (j), on line 1, by deleting the space and hyphen after the word "Procedures" and inserting " "; and on line 5, by deleting the comma after the word "machine";
- in subsection (k), on line 1, by deleting the space and hyphen after the word "Program" and inserting " "; and
- in subsection (l), on line 1, by deleting the space and hyphen after the word "Training" and inserting " ".
- Section 360.40:
- (f) in subsection (a), by deleting the hyphen after the word "Layer"; and moving the sentence to new subsection "1"; on line 3, of subsection (a)(1), by adding "Section 360." before the word "Table" and by deleting the phrase "of this part"; and by inserting a new subsection "2";
- in subsection (c), on line 1, by deleting the space and hyphen after the word "Head" and inserting " ";
- in subsection (d), on line 1, by deleting the space and hyphen after the word "Limits" and inserting " "; and on line 3 by deleting "100 milliroentgens" and inserting "25.8 microC/kg (100 mR)";
- in subsection (e), on line 3, by deleting the space and hyphen

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT

after the word "Status" and inserting " "; and on line 5 by deleting "2 milliroentgens" and inserting "05.16 microC/kg (2 mR)";

in subsection (f)(2), on line 1, by deleting "(f)" after the word "subsection";

in subsection (g), on line 1, by deleting the space and hyphen after the word "Exposures" and inserting " ";

in subsection (g)(1), on line 5, by deleting "4" and inserting "four"; on line 7, by inserting "avg" enclosed in parentheses with (E); on line 7, by deleting "10" and inserting "ten"; on line 8, by retaining "max" in parentheses with (E); on line 8, by retaining "min" in parentheses with (E); and in the equation by inserting "avg" in parentheses with (E), by retaining "max" in parentheses with (E), and by retaining "min" in parentheses with (E);

in subsection (g)(2), AGENCY NOTE, on line 1, by deleting "(g)" after the word "subsection";

in subsection (h), on line 1, by deleting the space and hyphen after the word "Support"; by moving the text of the subsection heading to the next indent level and inserting "1"; by changing "1)" and "2)" to "A" and "B"; and by changing "3)" to "2";

in renumbered subsection (h)(2), on line 1, by changing the phrase "a person" to the phrase "an individual"; and in the AGENCY NOTE on line 2, by deleting the comma after the word "patients";

in subsection (i), on line 1, by deleting the hyphen after the word "protection";

in subsection (i)(1), on line 2, by changing the phrase "staff and ancillary personnel" to the word "individuals";

in subsection (j), by deleting the space and hyphen after the word "Guides"; by moving the text of the subsection heading to the next indent level and inserting "1"; by changing "1)", "2)" and "3)" to "A", "B" and "C"; and by changing "4)" and "5)" to "2" and "3";

in renumbered subsection (j)(1)(B), on line 1, by deleting "film-" before the word "screen" and inserting "-film" after the word

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT

"screen; and on line 2, by deleting the comma after the word "used" and inserting " ";

in renumbered subsection (j)(3), on line 2, by inserting "(A)" after "(1)" and changing "(3)" to "(C)";

in subsection (k), by deleting the space and hyphen after the word "Criteria" and inserting " "; in the AGENCY NOTE on line 1, by deleting "(k)" after the word "subsection"; on line 2, by deleting the comma after the word "resolution"; and on line 11, by deleting the comma after the word "screens";

in subsection (l), on line 1, by deleting the space and hyphen after the word "Systems" and inserting " ";

in subsection (l)(1)(D), on line 2, by inserting the omitted phrase ". At a minimum, the interval as recommended by the chemistry manufacturer shall be used." and changing it to the phrase "is appropriate for the conditions of use"; and

in subsection (m), on line 1, by deleting the space and hyphen after the word "Shielding" and inserting " "; and on line 3, by deleting "0.50" and inserting "0.5".

(g) Section 360.41:

in subsection (a), on line 1, by deleting the space and hyphen after the word "System" and inserting " "; and by deleting the comma after the word "television";

in subsection (c)(1), on line 3, by deleting the word "control" and inserting "exposure switch" after "x-ray"; and

in subsection (c)(2), on line 3, by inserting "1.83 meters" before "6" and " " after "feet".

(h) Section 360.50:

in subsection (a), on line 1, by deleting the space and hyphen after the word "Limitation" and inserting " ";

in subsection (a)(2), on line 3, by inserting a hyphen between the words "beam" and "limiting"; and on line 6, by deleting the comma after the word "procedures";

in subsection (a)(3), on line 4, by changing "3" to "three" before

DEPARTMENT OF NUCLEAR SAFETY
NOTICE OF ADOPTED AMENDMENT

"percent"; on line 6, by changing "4" to "four" before "percent"; and on line 8, by deleting the comma after the word "procedures";

in subsection (a)(4), on line 3, by inserting "40.6 centimeters" before "16" and inserting "1" after "inches";

in subsection (a)(5)(B), on line 3, by changing "2" to "two";

by inserting new subsection "6";

in subsection (b), on line 1, by deleting the space and hyphen after the word "Timer" and inserting "1";

in subsection (c), on line 1, by deleting the space and hyphen after the word "Barrier/Interlock" and inserting "1";

in subsection (c)(2), on line 4, by deleting "(c)" before "(1)";

in subsection (d), on line 1, by deleting the space and hyphen after the word "Distance" and inserting "1";

in subsection (d)(1), on line 2, by deleting the comma after "systems" and inserting "1";

in subsection (d)(2), on line 1, by changing "30" to "20"; by changing "12" to "g"; by changing "1" to "1"; and on line 2, by inserting "and";

by deleting subsection "(d)(3)";

by renumbering subsection "(d)(4)" to "(d)(3)";

in renumbered subsection (d)(3), on line 1, by deleting "10" and inserting "9.5"; on line 2, by deleting "and used";

in subsection (e), on line 6, by deleting the space and hyphen after the word "Current" and inserting "1";

in subsection (f), on line 1, by deleting the space and hyphen after the word "Tube" and inserting "1";

in subsection (g), on line 1, by deleting the hyphen after the word "Requirements";

DEPARTMENT OF NUCLEAR SAFETY
NOTICE OF ADOPTED AMENDMENT

in subsection (g)(1), on line 2, by deleting the hyphen after the word "Control" and inserting "1"; on line 5, by deleting "10 roentgens" and inserting "2.58 mC/kq (10 R)";

in subsection (g)(1)(B), on line 2, by deleting the period following "activated"; on line 2, by deleting "(g)"; and on line 2, by deleting the period on the inside of the parentheses and inserting a period outside the parentheses.

in subsection (g)(2), on line 4, by deleting "20 roentgens" and inserting "5.15 mC/kq (20 R)";

in subsection (g)(3), on line 2, by deleting "(g)" before "(1)" and by deleting "(g)" before "(2)"; and on line 7, by deleting "three" and inserting "3";

in subsection (g)(4), on line 3, by deleting "5 roentgens" and inserting "1.29 mC/kq (5 R)";

in subsection (g)(4)(C), on line 3, by deleting the comma after the word "block"; and in the AGENCY NOTE by deleting "(4)" before "(B)";

by inserting a new subsection "D";

in subsection (g)(5), on line 2, by deleting "(g)" before "(1)" and before "(4)";

in subsection (g)(5)(F), on line 2, by inserting "only" after the word "extremities";

in subsection (g)(6), on line 3, by deleting "and" and inserting "as well as" after the citation to 111. Adm. Code 410;

in subsection (g)(7), on line 2, by deleting "(g)" before "(1)", "(2)" and "(4)"; on line 4, by inserting "millicoulombs per kilogram" before the word "roentgens" and inserting a closed parentheses after the word "roentgens"; and on line 5, by inserting "microcoulombs per kilogram" before the word "milliroentgens" and inserting a closed parentheses after the word "milliroentgens";

in subsection (h), on line 1, by deleting the hyphen after the word "Limits";

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT

in subsection (h)(1), on line 2, by deleting "2 milliroentgens" and inserting "0.516 microC/kg (2 mR)";

in subsection (h)(2), on line 1, by deleting the hyphen after the word "Transmission";

in subsection (i), on line 1, by deleting the space and hyphen after the word "Protection" and inserting " "; and on line 4, by changing the word "millimeters" to "millimeter";

in subsection (j), on line 1, by deleting the hyphen after the word "Radiation";

in subsection (j)(2), on line 1, by changing "millimeters" to "millimeter"; on line 7, by deleting "mm" after "0.25" and inserting "millimeter"; on line 7, by inserting a closed parentheses after the word "equivalent"; on line 8, by deleting the closed parentheses after the word "radiation";

in subsection (j)(3), on line 3, by deleting ", if all of the following conditions are met:" and inserting " " after the word "apply"; and by deleting all of subsections "(A), (B) and (C)";

in subsection (k), on line 2, by deleting the hyphen after the word "Procedures";

in subsection (l), on line 2, by inserting the word "Only"; and on line 2, by deleting the hyphen after the inserted word "Only";

in subsection (l)(1)(B), on line 3, by deleting "film/screen" and inserting "screen-film" before the word "combinations";

by inserting a new subsection "(l)(4)";

in subsection (m), on line 1, by deleting the space and hyphen after the word "Systems" and inserting " ";

in subsection (n), on line 1, by deleting the space and hyphen after the word "Restrictions" and inserting " "; and on line 5, by deleting the comma after "Act"; and

in subsection (n)(2), on line 1, by inserting "or radiation therapist" after the word "radiographer".

(i) In Section 360.60, on line 2, by deleting the comma after the word "Veterinary";

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT

in the first paragraph on line 4, by deleting the comma after the word "chiropractic"; and on line 5, by deleting the comma after the word "veterinary";

in subsection (a), on line 1, by deleting the space and hyphen after the word "Limitation" and inserting " ";

in subsection (a)(1), on line 2, by deleting the hyphen after the word "Systems";

in subsection (a)(1)(A), on line 1, by deleting the space and hyphen after the word "Limitation" and inserting " ";

in subsection (a)(1)(B), on line 1, by deleting the space and hyphen after the word "Size" and inserting " "; on line 5, by inserting "along either the length or the width of the visually defined field," after the word "field," and on line 7, by deleting "2" and inserting "two";

in the AGENCY NOTE, on line 2, by deleting "or" after the word "lux" and inserting parentheses around the phrase "9 footcandles";

in subsection (a)(2), on line 2, by deleting the space and hyphen after the word "Systems" and inserting " "; and on line 3, by deleting subsection reference "(a)";

in subsection (a)(2)(B), on line 1, by deleting the phrase "inches and/or" before the word "centimeters"; on line 2, by deleting the comma after the word "centimeters" and inserting "and/or inches"; and on line 6, by deleting "+ or - 2" and inserting "plus or minus two";

in subsection (a)(2)(D), on line 1, by deleting the space and hyphen after the word "Indication";

in subsection (a)(2)(D)(ii), on line 1, by deleting the phrase "inches and/or" and inserting on line 2, the phrase "and/or inches"; on line 4, by deleting "2" and inserting "two";

in subsection (a)(2)(E), on line 1, by deleting the space and hyphen after the word "Alignment" and inserting " ";

in subsection (a)(2)(E)(ii), on line 2, by deleting "2" and inserting "two";

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT

in subsection (a)(3), on line 1, by deleting the space and hyphen after the word "Systems";

in subsection (a)(3)(A), on line 1, by deleting the space and hyphen after the word "Indication";

in subsection (a)(3)(A)(ii), on line 1, by deleting the phrase "inches and/or" and inserting on line 2, the phrase "and/or inches" after the word "centimeters"; on line 4, by deleting "2" and inserting "two";

in subsection (a)(3)(B), on line 4, by deleting "2" and inserting "two";

in subsection (a)(3)(C), on line 3, by deleting "2" and inserting "two";

in subsection (a)(3)(D), on line 1, by deleting "(a)(3)";

in subsection (a)(3)(D)(ii), on line 6, by deleting the phrase "inches and/or" and inserting on line 7, the phrase "and/or inches";

in subsection (a)(3)(D)(iii), on line 6, by deleting the phrase "inches and/or" and inserting "and/or inches";

in subsection (a)(3)(E), on line 1, by deleting the space and hyphen after the word "Exemptions";

in subsection (a)(3)(E)(i), on line 1, by deleting the phrase "therapy simulation systems -" and inserting "Therapy Simulation Systems"; and on line 4, by deleting "(a)(3)";

in subsection (a)(3)(E)(ii), on line 1, by deleting "systems -" and inserting "Systems"; and on line 3, by deleting "(a)(3)";

in subsection (a)(4), on line 2, by deleting the space and hyphen after the word "Size" and inserting " "; on line 6, by deleting the comma after the word "receptor"; and on line 9, by deleting "2" and inserting "two";

in subsection (b), on line 1, by deleting the space and hyphen after the word "Devices";

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT

in subsection (b)(1), on line 1, by deleting the space and hyphen after the word "timers" and inserting " "; and on line 3, by deleting the comma after the word "pulses";

in subsection (b)(2), on line 1, by deleting the space and hyphen after the word "Control";

in subsection (b)(2)(A)(i), on line 1, by deleting "one-half (1/2)" and inserting "0.5";

in subsection (b)(3), on line 1, by deleting the space and hyphen after the word "(AEC)" and inserting " ";

in subsection (c), on line 2, by deleting "to" and inserting a hyphen between the words "Source" and "Skin"; on line 3, by deleting the hyphen after the word "(SSD)" and inserting " ";

in subsection (d), on line 1, by deleting the space and hyphen after the word "Linearity" and inserting " "; on line 2, by deleting "utilized" and inserting "operated"; on line 3, by inserting "microcoulombs per kilogram or" before the word "milliroentgens"; on line 5, by deleting the word "consecutive" after the word "two" and inserting "utilized" after the word "settings"; on line 9, by inserting "microC/kg/mAs or"; on line 10, by deleting "each of two consecutive" and inserting "any two" before the word "tube"; and by inserting at the end of the paragraph: "utilized. Compliance shall be determined at any fixed x-ray tube potential within the range of 40 percent to 100 percent of the maximum rated tube potential";

in subsection (e), on line 1, by deleting the space and hyphen after the word "Limits" and inserting " ";

by inserting a table following subsection (e); and

in the AGENCY NOTE, on line 3, by deleting "film" before the word "screen" and inserting "film" after the word "screen".

(j) Section 360.71:

in subsection (a), on line 1, by striking the space and hyphen after the word "Supervision" and inserting " "; and on line 4, by inserting "[225 ILCS 601" after the statutory citation "(Ill. Rev. Stat. 1991, ch. III, par. 4400)";

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT

in the AGENCY NOTE, on line 2, by deleting "radiologist" and inserting "licensed practitioner of the healing arts";

in subsection (b), on line 1, by deleting the space and hyphen after the word "Mammography" and inserting " ""; on line 1, by deleting "Operators of facilities where mammography is performed by medical radiographers" and inserting "Registrants"; on line 3, by inserting "who perform mammography procedures"; and on line 5, by deleting "continued" and inserting "continuing";

in subsection (d)(1), on line 2, by inserting "11.3 kilograms ("18.1 kilograms (40" before the word "pounds" and inserting closed parentheses after the word "pounds";

in subsection (d)(2), on line 2, by deleting "45" and inserting "18.1 kilograms (40" before the word "pounds" and inserting closed parentheses after the word "pounds";

in subsection (e), on line 1, by inserting a hyphen between the words "Half" and "Value"; and on line 1, by deleting the space and hyphen after the word "Layer" and inserting "_";

in subsection (e)(1), on line 2, by inserting a hyphen between the words "half" and "value"; and on line 2 of the Example, by deleting "millimeters" and inserting "millimeter";

in subsection (e)(2), on line 1, by deleting "non-film-screen" and inserting "non-screen-film"; on line 1, by inserting a hyphen between the words "half" and "value" and "value"; and on line 2, by deleting "mm" and inserting "millimeter";

in subsection (e)(3), on line 1, by inserting a hyphen between the words "half" and "value"; on line 2, by deleting the comma after the word "beam"; on line 2, by inserting "shall be measured" after the word "and"; and on line 4, by deleting the comma after the word "Protocol"; and in the Agency Note, on line 1, by inserting a hyphen between the words "half" and "value"; and on line 4, by deleting "film-screen" and inserting "screen-film";

in subsection (f), on line 1, by deleting the word "to" and inserting a hyphen between the words "Source" and "Image"; on line 1, by deleting the space and hyphen after the word "Distance" and inserting "_"; and on line 2, by deleting the word "to" and inserting a hyphen between the words "source" and "image";

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT

in subsection (g), on line 1, by deleting the space and hyphen after the word "Size" and inserting "_";

in subsection (h), on line 1, by inserting "_" after the word "Limits"; on line 2, by deleting the hyphen after the word "protocol."; on line 3, by inserting a hyphen between "4.5" and "centimeter"; and on line 4, by deleting "/" and inserting "and" between "adipose" and 50 percent";

in subsection (h)(1), on line 1, by deleting "100 millirads (1 milligray)" and inserting "1 mGy (100 mrad)"; and on line 1, by deleting "film/screen" and inserting "screen-film";

in subsection (h)(2), on line 1, by deleting "300 millirads (3 milligrays)" and inserting "3 mGy (300 mrad)"; and on line 1, by deleting "film/screen" and inserting "screen-film";

in subsection (h)(3), on line 1, by deleting "400 millirads (4 milligrays)" and inserting "4 mGy (400 mrad)";

in subsection (i), on line 1, by deleting "exposure rate -" and inserting "Exposure Rate."; and on line 3, by deleting the comma after "above";

in subsection (j), on line 1, by deleting "phantom image evaluation -" and inserting "Phantom Image Evaluation."; on line 1, by deleting "Each facility performing mammography shall ensure that the mammography" and inserting "Mammography" before the word "equipment"; by deleting "is" and inserting "shall be" after the word "equipment"; and on line 3, by deleting "(j)" before "(2)";

in subsection (j)(1), on line 3, by deleting "Mammography Phantom Image Evaluation" and inserting "mammography phantom image evaluation";

in subsection (j)(1)(B), on line 2, by deleting "nondepartmental" and inserting "qualified nondepartment";

in subsection (j)(2), on line 3, by inserting a hyphen between "4.5" and "centimeter"; and on line 4, by deleting the comma following "tissue";

in subsection (j)(2)(A), on line 2, by deleting all references of "mm"; by deleting the comma after "0.50"; and on line 3, by inserting "millimeter" after "0.25";

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT

in subsection (j)(2)(B), on line 2, by deleting all references of "mm"; by deleting the comma after "0.24"; and on line 3, by inserting "millimeter" after "0.16";

in subsection (j)(2)(C), on line 2, by deleting all references of "mm"; by deleting the comma after "0.54"; and on line 3, by inserting "millimeter" after "0.40";

in subsection (j)(3), on line 2, by deleting "the" and inserting "or include as an attachment the following information";

in subsection (j)(3)(E), on line 1, by deleting "person" and inserting "individual";

in subsection (j)(4)(A), on line 1, by deleting all references to "mm"; on line 2, by deleting the comma after "1.0"; and by inserting "millimeter" after "0.75";

in subsection (j)(4)(B), on line 2, by deleting all references of "mm"; on line 2, by deleting the comma after "0.40"; and by inserting "millimeter" after "0.32";

in subsection (j)(5), by inserting two AGENCY NOTES;

in subsection (k), on line 1 by deleting the space and hyphen after "Assurance" and inserting "-"; by deleting "Each facility performing mammography procedures shall establish and maintain a quality assurance (QA) program" and inserting "A quality assurance (QA) program shall be established and maintained at each facility performing mammography procedures"; and on line 8, by deleting the comma after "densitometer";

in subsection (k)(3), on line 3, by deleting ", or more often as directed by the individual identified in subsection (k)(1) above";

in subsection (k)(3)(B), on line 2, by deleting "at intervals not to exceed one" and inserting "each calendar" before the word "month";

in subsection (k)(3)(B)(i), on line 1, by deleting "(k)" after the word "subsection";

in subsection (k)(3)(B)(ii), on line 5, by deleting "(k)" after the word "subsection";

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT

in subsection (k)(3)(B)(iii), on line 2, by deleting "information required in subsection (j)(3) above" and inserting "date, technique factors and equipment information if the facility contains more than one mammography machine";

in subsection (k)(4), by changing this subsection to read as follows: "A diagnostic imaging specialist shall establish a mammography phantom image evaluation after each relocation and prior to use on patients or shall meet the following requirements";

in subsection (k)(4)(A), by changing this subsection to read as follows: "A diagnostic imaging specialist shall establish a protocol for measurement of the radiation output of the mammography system, including the radiation measuring device to be used, procedures for performing the measurement and the anticipated result of the measurement";

in subsection (k)(4)(B), by deleting the lead in sentence, all of subsections (i) and (iii), the subsection label (ii) and in the remaining subsection (B), on line 4, by deleting the subsection label "(k)"; and in the Agency Note, on line 1, by deleting the word "mammography";

in subsection (k)(4), by inserting new subsections "(C)" and "(D)";

in subsection (k)(4), by changing the subsection label "(C)" to "E" on line 5, by deleting the word "Section"; and in the Agency Note, on line 3, by changing "as noted in subsection (A) above. The Health Care Financing Administration requires image quality testing of mobile mammography systems after relocation and before imaging of patients" to "and prior to use on patients, with the mammography phantom image evaluation protocol in Section 360-Appendix C";

in the AGENCY NOTE following subsection (k)(5), on line 4, by deleting "film-screen" and inserting "screen-film"; and on line 6, by deleting the comma after the word "darkroom";

in subsection (l), by deleting the hyphen after the word "Records";

in subsection (l)(1)(A), on line 3, by deleting the comma after the word "test";

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT

in subsection (1)(1)(B), on line 3, by deleting "(j)" and the comma after the word "above"; and on line 5, by deleting the comma after the word "type";

in subsection (1)(1)(C), on line 4, by deleting (1) before (A) and before (B); and

by inserting an AGENCY NOTE following subsection (1)(2).

(k) Section 360.75:

in subsection (a)(1)(A), on line 5, by inserting a hyphen between the words "back" and "up";

in subsection (a)(1)(B), on line 3, by deleting "(a)(1)" before "(A)";

in subsection (a)(1)(C), on line 3, by deleting "one half" and inserting "0.5";

in subsection (a)(2)(B), on line 2, by deleting "(a)(2)" before "(A)"; and on line 6, by deleting "or (" before "45 footcandles" and deleting ")" after "45 footcandles";

in subsection (a)(3), on line 1, by deleting the space and hyphen after the word "Indicators" and inserting " ";

in subsection (a)(4), on line 1, by deleting the space and hyphen after the word "Indicators" and inserting " ";

in subsection (b)(2), on line 1, by deleting the space and hyphen after the word "Communication" and inserting " ";

in subsection (b)(3), on line 1, by deleting the space and hyphen after the word "Systems" and inserting " "; and on line 2, by deleting the comma after the word "television";

in subsection (c), on line 5, by deleting the comma after the word "head";

in subsection (c)(1), on line 2, by deleting the comma after "410"; and on line 5, by deleting the period after the word "output" and inserting a semi-colon;

in subsection (c)(2), on line 5, by deleting the period after the word "Technology" and inserting a semi-colon;

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT

in subsection (d)(1)(B), on line 3, by deleting the comma after the word "measured";

in subsection (d)(2), on line 4, by deleting "the" after the word "thickness"; and on line 5, by deleting the comma after the word "objects";

in subsection (e)(3), Agency Note, on line 4, by deleting the comma after the word "device"; on line 6, by deleting "(e)" after the word "subsection" and on line 8, by deleting "(e)" before "(1)" and "(3)";

in subsection (f), on line 1, by deleting the space and hyphen after the word "Procedures" and inserting " "; and on line 3, by deleting "the following:" and inserting "written quality assurance procedures, as required in subsection (d)(1) above."; and by deleting the entire subsections of "(f)(1), (f)(2) and (f)(3)".

(1) Section 360.90:

in subsection (a), on line 1, by deleting the hyphen after the word "Requirements";

in subsection (a)(1), on line 1, by deleting the space and hyphen after the word "Timers" and inserting " "; and on line 3, by deleting the comma after the word "pulses";

in subsection (a)(2), on line 3, by deleting the space and hyphen after the word "Control" and inserting " "; and on line 6, by deleting "one half (1/2)" and inserting "0.5";

in subsection (a)(3), on line 1, by deleting the space and hyphen after the word "Arrangement" and inserting " "; on line 2, by deleting the comma after the word "switch"; and on line 3, by inserting "1.83 meters (" before "6" and " ") after the word "feet";

in subsection (b), on line 1, by deleting the hyphen after the word "Systems";

in subsection (b)(1), on line 1, by deleting "to" and inserting a hyphen between the words "Source" and "Skin"; and on line 1, by deleting the space and hyphen after the word "(SSD)" and inserting " ";

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT

in subsection (b)(2), on line 1, by deleting the space and hyphen after the word "Limitation" and inserting "1";

in subsection (b)(3), on line 1, by deleting the space and hyphen after the word "Film" and inserting "1"; on line 3, by deleting "upper" before the word "limit"; on line 4, by deleting "of the range" before the word "specified"; and on line 4, by deleting the comma after the word "used"; by inserting a new Table following subsection (b)(3); and in the AGENCY NOTE following the Table, on line 1, by adding an "5" to the word "exposure" and by deleting the word "ranges"; and by deleting the last sentence of the Agency Note;

in subsection (b)(4), on line 1, by deleting "compliance measurement is made" and inserting "entrance exposure is determined"; and on line 3, by deleting "range" and inserting "limit";

in subsection (c), on line 1, by deleting the hyphen after the word "Systems";

in subsection (c)(1), on line 3, by inserting "13 millimeters" before "0.5" and inserting "1" after the word "inch";

in subsection (c)(2), on line 4, by deleting "2" and inserting "two";

in subsection (d), on line 1, by deleting the hyphen after the word "Radiography"; and

in subsection (d)(4), on line 1, by deleting the space and hyphen after the word "protection" and inserting "1".

(m) Section 360.100:

in subsection (a), on line 1, by deleting the space and hyphen after the word "Limitation" and inserting "1";

in subsection (a)(1), on line 1, by deleting the space and hyphen after the word "Criteria" and inserting "1"; and on line 4, by deleting "2" and inserting "two";

in subsection (a)(2), on line 2, by deleting "2" and inserting "two";

in subsection (a)(3), on line 1, by deleting "(a)";

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT

in subsection (a)(3)(B), on line 5, by deleting "inches and/or" and inserting "and/or inches";

in subsection (a)(3)(C), on line 5, by deleting "inches and/or" and inserting "and/or inches";

in subsection (a)(4), on line 1, by deleting the hyphen after the word "Indication";

in subsection (a)(4)(B), on line 1, by deleting "inches and/or" and inserting "and/or inches"; and on line 3, by striking "2" and inserting "two";

in subsection (b), on line 1, by deleting the space and hyphen after the word "Arrangement" and inserting "1"; on line 3, by inserting "1.83 meters" before "6" and "1" after "feet"; and on line 4, by deleting the comma after the word "tube";

in subsection (c), on line 1, by deleting the hyphen after the word "Devices";

in subsection (c)(1), on line 3, by deleting the comma after the word "pulses";

in subsection (d), on line 2, by deleting the comma after the word "tomography"; on line 4, by deleting "respectively,"; on line 5, by deleting "1" and inserting "2"; and on line 6, by deleting the comma after "(5)";

in subsection (e), on line 1, by deleting the comma after the word "Systems";

in subsection (e)(3), on line 2, by inserting "1.83 meters" before "6" and "1" after "feet"; and

in subsection (e)(6), by deleting the phrase "the following restrictions apply;" and inserting "the individual shall be protected with appropriate shielding devices, such as protective gloves and apron, and the person shall be so positioned that no part of his/her body except hands and arms will be struck by the useful beam."; by deleting subsections (A) and (B); and by adding an AGENCY NOTE following subsection (e)(6) to read as follows:

"Veterinarians should review 32 Ill. Adm. Code 340 and determine if individuals who hold animals will receive a radiation dose that

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT

would be sufficient to trigger the personnel monitoring requirements of that Part."

- (n) In Section 360.110, on line 2, by deleting " , 360.20 and" and inserting "through";
- in subsection (a)(2), on line 1, by deleting the hyphen after the word "requirements";
- in subsection (a)(2)(B), on line 2, by changing the phrase "the effective date of this Part" to "October 15, 1993";
- in subsection (a)(2)(B)(ii), on line 1, by deleting the comma after "address";
- in subsection (a)(2)(B)(iii), on line 2, by deleting the comma after the word "panel";
- in subsection (a)(2)(B)(iv), on line 2, by deleting the comma after the word "floor";
- by deleting the entire subsection of (a)(2)(C) including the AGENCY NOTE;
- in subsection (a)(3), on line 1, by deleting the space and hyphen after the word "Interlock" and inserting ".";
- in subsection (a)(4), on line 1, by deleting the space and hyphen after the word "Doors" and inserting ".";
- in subsection (a)(5), on line 1, by deleting the space and hyphen after the word "Lights" and inserting ".";
- in subsection (a)(6), on line 1, by deleting the hyphen after the word "position";
- in subsection (a)(6)(A), on line 1, by deleting "therapy systems operating" and inserting "Therapy Systems Operating"; and on line 2, by deleting "below - " and inserting "Below.";
- in subsection (a)(6)(B), on line 1, by deleting "therapy systems operating above" and inserting "Therapy Systems Operating Above"; and on line 2, by deleting the space and hyphen after the word "kVp" and inserting ".";

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT

in subsection (a)(7), on line 1, by deleting "system - " and inserting "System.";

in subsection (a)(8), on line 1, by deleting the space and hyphen after the word "Communication" and inserting "."; and by inserting a hyphen between the words "two" and "way";

in subsection (a)(9), on line 1, by deleting "Signs" and inserting "Caution signs";

in subsection (b), on line 1, by deleting the hyphen after the word "Requirements";

in subsection (b)(1), on line 1, by deleting "radiation - " and inserting "Radiation."; on line 1 of the table in subsection (b)(1), by deleting "0.1 R/hr." and inserting "25.8 microC/kg (0.1 R) per hour"; on line 2 of the table, by deleting "500" and inserting "499"; by deleting "1.0 R/hr." and inserting "258 microC/kg (1 R) per hour"; and on line 3 of the table, by deleting "1.0 R/hr." and inserting "258 microC/kg (1 R) per hour, whichever is greater.";

in subsection (b)(2), on line 1, by deleting the hyphen after the word "devices";

in subsection (b)(2)(B), on line 1, by inserting a hyphen between the words "beam" and "limiting";

in subsection (b)(2)(C), on line 1, by inserting a hyphen between the words "beam" and "limiting"; on line 2, by changing the phrase "the effective date of this Part" to "October 15, 1993"; and on line 3, by deleting "(a)(2)" after the word "subsection";

in subsection (b)(2)(D), on line 1, by inserting a hyphen between the words "beam" and "limiting"; on line 2, by changing the phrase "the effective date of this Part" to "October 15, 1993";

in subsection (b)(3), on line 1, by deleting "system - " and inserting "System.";

in subsection (b)(3)(B), on line 2, by deleting "1 roentgen" and inserting "258 mC/kg (1 R)";

in subsection (b)(3)(D), on line 1, by deleting "systems" and inserting "system"; on line 2, by inserting a comma after the word

DEPARTMENT OF NUCLEAR SAFETY
NOTICE OF ADOPTED AMENDMENT

"filters"; and on line 4, by striking the commas after the words "indicates" and "panel";

in subsection (b)(3)(E), on line 2, by changing the phrase "the effective date of this Part" to "October 15, 1993";

by deleting the entire subsection "(b)(4)";

by renumbering subsection "5" to subsection "4"; on line 1, by deleting "aperture alignment - " and inserting "Aperture Alignment.";

by renumbering subsection "6" to subsection "5"; on line 1, by deleting "housing stability - " and inserting "Housing Stability.";

by renumbering subsection "7" to subsection "6"; on line 1, by deleting "to skin distance (SSD) indication - " and inserting "Skin Distance (SSD) Indication";

in subsection (b)(6)(B), on line 1, by deleting "inches or" before the word "centimeters" and inserting "and/or inches" after the word "centimeters"; and on line 3, by deleting "2" and inserting "0.5" before "percent";

by renumbering subsection "8" to subsection "7"; on line 1, by deleting the space and hyphen after the word "timer" and inserting ".";

by renumbering subsection "9" to subsection "8"; on line 1, by deleting "panel functions - " and inserting "Panel Functions.";

by renumbering subsection "10" to subsection "9"; on line 1, by deleting the space and hyphen after the word "Shutters" and inserting ".";

by renumbering subsection "11" to subsection "10"; on line 1, by deleting "tubes - " and inserting "Tubes.";

by renumbering subsection "12" to subsection "11"; on line 1, by deleting "filtration x-ray tubes - " and inserting "Filtration X-Ray Tubes."

in subsection (c), on line 1, by deleting the space and hyphen after the word "Survey" and inserting ".";

DEPARTMENT OF NUCLEAR SAFETY
NOTICE OF ADOPTED AMENDMENT

in subsection (c)(1), on line 1, by changing the phrase "the effective date of this Part" to "October 15, 1993";

in subsection (c)(3)(B), on line 2, by deleting the comma after the word "number";

in subsection (d), on line 2, by deleting the space and hyphen after the word "Checks" and inserting "."; on line 2, by changing the phrase "the effective date of this Part" to "October 15, 1993";

in subsection (d)(1)(B), on line 1, by inserting a hyphen between the words "half" and "value";

in subsection (d)(1)(C), on line 2, by inserting a hyphen between the words "beam" and "limiting";

in subsection (d)(2)(B), on line 2, by inserting a hyphen between the words "beam" and "limiting"; and by inserting "except for systems equipped with fixed diaphragms or cones" after the word "device";

in subsection (d)(5), on line 6, by inserting a hyphen between the words "half" and "value";

in subsection (d)(5)(A), on line 2, by deleting "two" and inserting "2" before the words "years";

in subsection (d)(5)(B), on line 2, by deleting "four" and inserting "4"; and on line 5, by deleting "2" and inserting "two";

in subsection (d)(6), on line 4, by deleting "five" and inserting "5";

in subsection (d)(6)(A), on line 4, by deleting the comma after the word "performed";

in subsection (d)(6)(B), on line 5, by deleting "(d)"; and

in subsection (e), on line 1, by deleting the hyphen after the word "Procedures".

(o) Section 360.120:

in the lead in paragraph, on line 1, by deleting " , 360.20 and"

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT

and inserting "through" after "Sections 360.10"; on line 2, by deleting "x-ray and";

in subsection (a), on line 1, by deleting the hyphen after the word "Design";

in subsection (a)(2), on line 1, by deleting "requirements - " and inserting "Requirements";

in subsection (a)(2)(A), on line 4, by deleting the comma after "340.1040";

in subsection (a)(2)(B), on line 2, by changing the phrase "the effective date of this Part" to "October 15, 1993"; and on line 4, by deleting "of the x-ray therapy system";

in subsection (a)(2)(B)(ii), on line 1, by deleting the comma after the word "address";

in subsection (a)(2)(B)(iii), on line 2, by deleting the comma after the word "panel";

in subsection (a)(2)(B)(iv), on line 2, by deleting the comma after the word "floor";

by deleting the entire subsection "(a)(2)(C)";

in subsection (a)(3), on line 1, by deleting the space and hyphen after the word "Interlock" and inserting "—"; and on line 4, by deleting the comma after the word "opened";

in subsection (a)(5), on line 1, by deleting "system - " and inserting "System";

in subsection (a)(7), on line 1, by deleting "Signs" and inserting "Caution signs";

in subsection (a)(10), on line 2, by deleting the comma after the word "times";

in subsection (b), on line 1, by deleting the hyphen after the word "Requirements";

in subsection (b)(2), on line 1, by deleting "limiting devices - " and inserting "-Limiting Devices"; on line 2, by inserting a hyphen between the words "beam" and "limiting"; on line 3, by

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT

deleting "2" and inserting "two"; on line 4, by deleting "which" and inserting "that"; and on line 5, by inserting a hyphen between the words "beam" and "limiting";

in subsection (b)(3), on line 1, by deleting "to skin distance (SSD) indication - " and inserting "-Skin Distance (SSD) Indication";

in subsection (b)(3)(B), on line 1, by deleting "inches and/or" before the word "centimeters" and inserting "and/or inches" after the word "centimeters"; on line 3, by deleting "2" and inserting "0.5" before the word "percent";

in subsection (b)(4), on line 1, by deleting the hyphen after the word "Filters";

in subsection (b)(4)(C), on line 2, by deleting the comma after the word "filters";

in subsection (b)(4)(C)(i), on line 5, by deleting the comma after the word "type";

by deleting the entire subsection "(b)(5)";

by renumbering subsection "6" to subsection "5"; on line 1, by deleting "Dose monitoring system - " and inserting "Beam Monitoring System"; on line 2, by deleting "dose" and inserting "beam"; and on line 3, by deleting "device";

in subsection (b)(5)(A), on line 1, by deleting "dose" and inserting "beam";

in subsection (b)(5)(B), on line 1, by deleting "dose" and inserting "beam"; and on line 2, by deleting "pre-selected" and inserting "preselected";

in subsection (b)(5)(C), on line 1, by changing the phrase "the effective date of this Part" to "October 15, 1993"; on line 3, by deleting "dose" and inserting "beam" before the word "monitoring"; and by deleting "dose" and inserting "beam" before the word "monitoring";

in subsection (b)(5)(D), on line 1, by deleting "dose" and inserting "beam"; on line 2, by deleting "dose" and inserting "beam"; on line 3, by deleting "pre-selected" and inserting

DEPARTMENT OF NUCLEAR SAFETY
NOTICE OF ADOPTED AMENDMENT

"preselected"; and on line 5, by deleting "dose" and inserting "beam";

in subsection (b)(5)(E), on line 2, by deleting "dose" and inserting "beam";

in subsection (b)(5)(F), on line 2, by changing "(6)" to "(5)";

by renumbering subsection "7" to subsection "6"; on line 1, by deleting "symmetry -" and inserting "Symmetry"; by deleting "which is inherently capable of producing useful beams with unintentional asymmetry exceeding 5 percent" and inserting "equipped with beam bending magnets"; and on line 5, by inserting a hyphen between "beam" and "limiting";

by renumbering subsection "8" to subsection "7"; on line 1, by deleting "panel -" and inserting "Panel";

in renumbered subsection (b)(7)(A), on line 1, by deleting "display" and inserting "Display"; by deleting "monitor units -" and inserting "Monitor Units";

in renumbered subsection (b)(7)(A)(iii), on line 2, by deleting "preselected dose" and inserting "accumulated beam";

in renumbered subsection (b)(7)(B), on line 1, by deleting "irradiation -" and inserting "Irradiation";

in renumbered subsection (b)(7)(C), on line 1, by deleting "radiation type -" and inserting "Radiation Type";

in renumbered subsection (b)(7)(D), on line 1, by deleting "radiation energy -" and inserting "Radiation Energy";

in renumbered subsection (b)(7)(E), on line 1, by deleting "Stationary" and inserting "Stationary"; and by deleting "moving beam therapy -" and inserting "Moving Beam Therapy";

in renumbered subsection (b)(7)(F), on line 1, by deleting the space and hyphen after the word "Timers" and inserting "Timers"; and on line 3, by deleting "dose" and inserting "beam";

in renumbered subsection (b)(7)(F)(i), on line 1, by deleting "pre-setting" and inserting "presetting";

DEPARTMENT OF NUCLEAR SAFETY
NOTICE OF ADOPTED AMENDMENT

in renumbered subsection (b)(7)(F)(iii), on line 2, by deleting "dose" and inserting "beam";

in renumbered subsection (b)(7)(G), on line 1, by deleting the space and hyphen after the word "Security" and inserting "Security";

in subsection (c), on line 1, by deleting the space and hyphen after the word "Survey" and inserting "Survey";

in subsection (c)(1), on line 1, by changing the phrase "the effective date of this Part" to "October 15, 1993"; on line 7, by deleting the comma after the word "above";

in subsection (c)(3)(B), on line 2, by deleting the comma after the word "type";

in subsection (d), on line 1, by deleting the space and hyphen after the word "Calibration" and inserting "Calibration"; and on line 4, by deleting "Calibrations shall also be performed after any change in or replacement of components of the accelerator which may affect the output of the machine, as determined by the physicist." and inserting "Subsequent calibrations shall be performed at intervals not exceeding 1 year.";

in subsection (d)(1)(A), on line 3, by deleting "axis" and inserting "axes"; and on line 4, by deleting the commas after the word "gantry";

in subsection (d)(1)(E), on line 2, by deleting the comma after the word "trays";

in subsection (d)(2), on line 5, by deleting "(d)(2)" before both "(A)" and "(B)";

in subsection (d)(2)(A), on line 2, by deleting "two" and inserting "2";

in subsection (d)(2)(B), on line 2, by deleting "four" and inserting "4";

in subsection (d)(2)(B)(i), on line 3, by deleting "two" and inserting "2"; and on line 7, by deleting "2" and inserting "two";

in subsection (d)(2)(B)(ii), on line 5, by deleting "2" and inserting "two"; and in the AGENCY NOTE, on line 7, by deleting the comma after the word "reliability";

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT

in subsection (d)(3)(A), on line 3, by deleting "protocol" and inserting "Protocol"; on line 4, by deleting "determination" and inserting "Determination"; by deleting "absorbed dose" and inserting "Absorbed Dose"; on line 5, by deleting "high-energy photon" and inserting "High-Energy Photon"; by deleting "electron beams" and inserting "Electron Beams";

in subsection (d)(3)(C), on line 4, by deleting "(d)(3)" before "(B)"; in the AGENCY NOTE, by deleting "62704" following "Illinois";

in subsection (d)(4), on line 2, by deleting "two" and inserting "2";

in subsection (d)(4)(B), on line 2, by deleting "shall" and inserting "that";

in subsection (d)(5), on line 3, by deleting the comma after the word "above";

in subsection (d)(6), on line 2, by deleting "five" and inserting "5";

in subsection (e), on line 1, by deleting the space and hyphen after the word "Checks" and inserting ";"; by inserting "QA" following "quality assurance"; and on line 3, by deleting "and." and inserting "The interval between QA checks shall not exceed 45 days. QA checks shall also be performed" following "month";

in subsection (e)(2)(A), on line 1, by deleting "meets" and inserting "Meets";

in subsection (e)(2)(B), on line 1, by deleting "has" and inserting "Has";

in subsection (e)(4), on line 3, by deleting "five" and inserting "5";

in subsection (f), on line 1, by deleting the space and hyphen after the word "Control" and inserting " ";

in subsection (f)(4), in the AGENCY NOTE on line 5, by inserting "public" before "inspection"; on line 5, by deleting "s offices" following "Department" and inserting "Of Nuclear Safety"; and on line 7, by deleting "62704" following "Illinois";

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT

in subsection (g), on line 1, by deleting the space and hyphen after the word "Procedures" and inserting " ";

in subsection (g)(1)(A), on line 2, by deleting the comma after the word "workers";

in subsection (g)(3), on line 3, by deleting the comma after "occur"; on line 4, by deleting "what" and inserting "the"; and on line 4, by inserting "that" after "actions";

in subsection (h), on line 1, by deleting the space and hyphen after the word "Maintenance" and inserting " "; and on line 2, by inserting "accelerator" after "establish";

in subsection (h)(2), on line 1, by deleting "on the accelerator, and" and inserting "involving radiation beam generation, beam steering or monitoring of the beam, but"; on line 4, by inserting "again" following "accelerator is"; and on line 12, by inserting "again" following "accelerator is"; and

in subsection (h)(3), on line 2, by inserting "that" after "ensure"; on line 2, by deleting "are maintained at the facility" following "records"; and on line 3, by inserting "are maintained at the facility" following "machine".

(p) Section 360.APPENDIX A:

in the first paragraph on line 7, by inserting a hyphen between "three" and "step";

in subsection (a), on line 2, by deleting the comma after the word "used";

in subsection (d)(2)(A), on line 3, by deleting "table-top" and inserting "tabletop";

in subsection (d)(2)(B), by inserting 2 AGENCY NOTES; and

in subsection (f), in the sentence following the equation on line 1, by deleting "to" following "source"; and on line 2, by deleting "to" following "source".

(q) Section 360.APPENDIX B:

in the first paragraph on line 3, by deleting "a" following "with"

and inserting "an"; and on line 8, by inserting a hyphen between "three" and "step";

in the sentence preceding subsection (a), on line 2, by inserting a hyphen between "4.5" and "centimeter";

in the AGENCY NOTE following subsection (a), on line 2, by deleting "possible" and inserting "practical"; and on line 3, by deleting "film-screen" before "mammography" and inserting "screen-film";

in subsection (b), on line 1, by deleting "rad per roentgen" following "Determine" and inserting "the glandular dose to entrance exposure"; on line 2, by deleting the quotation marks surrounding "Mammography Dose Evaluation Table"; on line 3, by inserting "Section 360." before "Table A"; on line 5, by deleting the comma after "kVp"; and on line 5, by inserting "-filter" following "target";

in the AGENCY NOTE following subsection (b), on line 1, by deleting "film-screen" and inserting "screen-film"; on line 2, by deleting "target-filter" and inserting "target-filter"; on line 3, by deleting "rad per roentgen" following "appropriate" and inserting "glandular dose to entrance exposure"; and on line 4, by inserting "Section 360." before "Table A";

in subsection (c), on line 1, by inserting a hyphen between "source" and "image"; and by deleting "to" between "source" and "image"; and on line 3, by deleting "to" following "source" and inserting a hyphen before "image";

in the AGENCY NOTE following subsection (d), on line 6, by deleting the comma following "inverted";

in subsection (e), on line 1, by deleting "radiation measuring device" and inserting "Radiation Measuring Device";

in subsection (e)(1), on line 1, by deleting the space and hyphen following "(AEC)" and inserting a colon;

in subsection (e)(1)(B), on line 3, by inserting "(BSA)" following "assembly"; and on line 3, by deleting "Center the phantom on the assembly to assure" and inserting "Align the phantom so that the edge of the phantom is aligned with the chest wall side of the BSA and" following "BSA";

in subsection (e)(2), on line 1, by deleting " - Place" following "AEC" and inserting "place"; and on line 7, by inserting "Section 360." following "(see)";

in subsection (f), on line 2, by inserting "detector area of the radiation measuring device and the" before "mammography"; and on line 4, by deleting ", and the detector area of the radiation measuring device";

in subsection (g), on line 3, by inserting a hyphen between "4.5" and "centimeter";

in subsection (i), on line 3, by inserting ".5" following "2";

in subsection (j), on line 1, by inserting a hyphen between "4.5" and "centimeter"; on line 2, by inserting "millicoulombs per kilogram or in" before "roentgens"; and on line 3, by deleting "rad per roentgen" and inserting "glandular dose to entrance exposure";

in the EXAMPLE following subsection (j), on line 1, by deleting "radiation machine" and inserting "mammography system"; on line 2, by inserting "-filter combination" following "target"; on line 4, by inserting a hyphen between "4.5" and "centimeter"; on line 5, by inserting "glandular" before "dose"; by deleting "per roentgen value" and inserting "to entrance exposure factor" following "dose"; and on line 6, by inserting "Section 360." before "Table A"; on line 7, by deleting "millirads" and inserting "mrad" following "149"; on line 8, by inserting "h" following "(subsection"; on line 9, by deleting "millirads per roentgen" and inserting "mrad/R" following "149"; on line 10, by deleting "millirads" and inserting "mrad"; and on line 11, by deleting "film-screen" and inserting "screen-film".

(r) Section 360.APPENDIX C:

in the first paragraph on line 3, by deleting the comma after the word "program";

in subsection (b), on line 2, by deleting "specifications" and inserting "Instructions";

in subsection (d), on line 2, by inserting "edge of the" before "phantom"; and on line 5, by inserting "chest wall edge of the";

DEPARTMENT OF NUCLEAR SAFETY
NOTICE OF ADOPTED AMENDMENT

in subsection (f), on line 2, by deleting "cm" and inserting "centimeter" following "4.5";

in subsection (h), on line 1, by inserting "of optical density" following "non-uniformity"; and on line 3, by deleting the comma after the word "lines";

in the AGENCY NOTE following subsection (h), on line 2, by deleting "and/or," following "machine" and inserting "and film cassette(s)" following "processor";

in subsection (i), on line 1, by deleting "film" and inserting "optical" before "density"; and on line 1, by inserting "of the film" following "density";

in the AGENCY NOTE following subsection (i), on line 1, by deleting "film" and inserting "optical" before "density"; by inserting "of the film" following "density"; on line 2, by deleting "1.0" and inserting "1.10"; by deleting "1.6" and inserting "1.50"; on line 3, by deleting "need to be repeated to" and inserting "not have enough contract to visualize the objects necessary to" before "determine"; on line 6, by inserting "optical" following "film"; by deleting "using" and inserting "use of" before "improper";

in subsection (j), on line 4, by deleting the comma after the word "groups"; and on line 7, by deleting the comma after the word "image";

in subsection (j)(1), on line 1, by deleting "mm" and inserting "millimeter" following "0.75";

in subsection (j)(2), on line 1, by deleting "mm" and inserting "millimeter" following "0.32"; and

in subsection (j)(3), on line 1, by deleting "mm" and inserting "millimeter" following "0.75".

(s) Section 360. APPENDIX D:

in the first paragraph, on line 5, by inserting a hyphen between "three" and "step"; and on line 7, by deleting the comma following "(MSAD)";

in the AGENCY NOTE, on line 5, by deleting "accurately" before "measure" and inserting "accurately" following "measure";

DEPARTMENT OF NUCLEAR SAFETY
NOTICE OF ADOPTED AMENDMENT

in subsection (a)(1), on line 2, by deleting " \pm " following "1.19" and inserting "plus or minus";

in subsection (b)(2), on line 5, by deleting " \pm " following "within" and inserting "plus or minus";

in subsection (d)(1), following "E = " on line 1, by inserting "in coulombs per kilogram or" following "reading";

in subsection (d)(1), following "f = " on line 2, by inserting "in grays per coulomb per kilogram or" following "matter"; on line 3, by deleting "rads" and inserting "rad"; on line 5, by inserting "30.2 Gy per C/kg (" before "0.78"; by deleting "rads per milliroentgen" and inserting "rad/mR";

in the EXAMPLE, following the AGENCY NOTE, on line 6, by deleting "milliroentgens" and inserting "mR"; and on line 9, by striking "rads" and inserting "rad" following "4.7"; and

in the EXAMPLE, following subsection (d)(2), on line 6, by deleting "rads" and inserting "rad" following "9.4".

(t) Section 360. TABLE A:

in the first paragraph on line 1, by deleting "average" and inserting "mean" before "glandular"; on line 1, by inserting "in millisieverts delivered by 25.8 mC/kg" following "dose"; on line 2, by inserting "or" following the open parentheses; by deleting "millirads" and inserting "millirad" before "delivered"; on line 3, by deleting "roentgen" and inserting "R" before "in air"; by inserting a hyphen between "4.5" and "centimeter"; on line 4, by deleting "%" and inserting "percent" following both references to "50"; on line 5, by inserting a hyphen between "half" and "value"; on line 9, by inserting "Mean" before "Glandular"; by inserting "in millisieverts for 25.8 mC/kg" following "dose"; by inserting "or" following open parentheses; by deleting "millirads" and inserting "millirad" before "for"; on line 10, by deleting "roentgens" and inserting "R"; by inserting a hyphen between "4.5" and "Centimeter";

in the AGENCY NOTE, following the Table, on line 1, by inserting "Quality Control Manual for Mammography: Medical Physicist's Manual, 1992," following "Adapted from"; on line 2, by inserting "American Cancer Society," following "Radiology"; and on line 3, by deleting "; Mammography Quality Control for Medical Physicists, April 1992";

ILLINOIS REGISTER

DEPARTMENT OF NUCLEAR SAFETY
NOTICE OF ADOPTED AMENDMENT

in the Source note, on line 2, by deleting "adopted" and inserting "added";

(u) Section 360. TABLE B:

on line 3, by deleting "indicated" and inserting "Measures"; on line 5, by deleting "(2)" following "potential"; by inserting "2" following "systems"; by inserting "3" following "systems";

in subsection (1), following the Table, on line 4, by deleting "mm of Al" and inserting "millimeters of aluminum";

by deleting the "AGENCY NOTE" following the Table;

by renumbering subsection "(3)" to subsection "(2)";

by renumbering subsection "(4)" to subsection "(3)"; on line 4, of subsection (3), by inserting "Half-value layer requirements for mammography systems are specified in Section 360.71(e)."; and

by deleting the "AGENCY NOTE" following subsection "(3)".

12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes

13) Will these adopted amendments replace an emergency rule currently in effect? No

14) Are there any amendments pending on this Part? No

15) Summary and Purpose of Adopted Amendments: The Department is amending this Part to add requirements, standards and procedures applicable to providers of mammography services. This amendment will provide that: (1) mammography procedures be performed using radiation machines specifically designed for mammography; (2) mammography procedures be performed on equipment used only for mammography; (3) quality assurance testing be performed on equipment used to perform mammography procedures; and (4) unless mammography films or images are transferred to the patient, the films or images must be maintained by the provider of the mammography service or by the patient's physician for a minimum of 60 months. In addition to the standards and procedures applicable to providers of mammography services, the Department is adding additional standards and procedures regarding fluoroscopic systems, radiographic systems and x-ray therapy systems. The Department is also adding two new sections and three new appendices to this Part. Sections 360.41 and 360.75 will establish additional requirements for use of diagnostic

ILLINOIS REGISTER

DEPARTMENT OF NUCLEAR SAFETY
NOTICE OF ADOPTED AMENDMENT

x-ray systems in the healing arts of medicine, podiatry and chiropractic. All of these changes are authorized by the Radiation Protection Act of 1990 as amended by P.A. 87-604. This amendment will also repeal Section 360.80, Illustration B and Table C.

16) Information and questions regarding these adopted amendments shall be directed to:

Valerie Puccini
Staff Attorney
Department of Nuclear Safety
1035 Outer Park Drive
Springfield, Illinois 62704
(217) 785-9881 (voice)
(217) 785-9900 (TDD)

The full text of the Adopted Amendment begins on the next page:

transferred to the Department of Nuclear Safety by P.A. 81-1516, effective December 3, 1980; codified at 7 Ill. Reg. 16406; amended at 10 Ill. Reg. 13271, effective July 28, 1986; amended at 13 Ill. Reg. 803, effective April 1, 1989; amended at 15 Ill. Reg. 6180, effective April 16, 1991; amended at 17 Ill. Reg. 17972, effective October 15, 1993.

Section 360.10 Scope

- a) This Part establishes requirements for use of x-ray producing devices in the healing arts by a practitioner licensed to practice a treatment of human ailments by virtue of the Medical Practice Act of 1987 (Ill. Rev. Stat. 1987 991, ch. 111, pars. 4401-1 et seq.) [225 ILCS 601, the Illinois Dental Practice Act (Ill. Rev. Stat. 1987 991, ch. 111, pars. 2301 et seq.) [225 ILCS 251], or the Podiatric Medical Practice Act of 1987 (Ill. Rev. Stat. 1987 991, ch. 111, pars. 4801 et seq.) [225 ILCS 100], or by a medical radiographer or radiation therapy technologist accredited in accordance with the provisions of 32 Ill. Adm. Code 401.100 or an individual exempt from the provisions of 32 Ill. Adm. Code 401, by Section 401.30 of that Part, acting under the supervision, prescription or direction of such licensed person or the non-human use of x-ray by veterinarians by virtue of the Veterinary Medicine and Surgery Practice Act of 1983 (Ill. Rev. Stat. 1987 991, ch. 111, pars. 7001 et seq.) [225 ILCS 115]. The provisions of this Part are in addition to, and not in substitution for, other applicable provisions of 32 Ill. Adm. Code 310, 320, 340, 4007 and 410.
- b) It is recognized that some installations and equipment designed before the adoption of this Part, coupled with conditions of use, may be adequate to achieve minimum exposures. Request for exemption from some provisions of this Part will be considered in accordance with 32 Ill. Adm. Code 310.30(a).

(Source: Amended at 17 Ill. Reg. 17972, effective October 15, 1993)

Section 360.20 Definitions

As used in this Part, the following definitions apply:

"Accelerator" (also "particle accelerator") means any therapeutic machine capable of producing a useful beam of x-rays or charged particles with energies of 1 MeV or greater than--588--key. Accelerators include cyclotrons, betatrons and linear accelerators.

"Accelerator facility" means the location at which one or more particle accelerators are installed and are operated under the same administrative control.

~~Added-filtration--means--the-effect-of-the-material--filter--added--to the-inherent-filtration--~~

TITLE 32: ENERGY

CHAPTER II: DEPARTMENT OF NUCLEAR SAFETY

SUBCHAPTER B: RADIATION PROTECTION

PART 360

USE OF X-RAYS IN THE HEALING ARTS INCLUDING MEDICAL, DENTAL, PODIATRY, AND VETERINARY MEDICINE

Section

- 360.10 Scope
- 360.20 Definitions
- 360.30 General Requirements and Administrative Controls
- 360.40 General Requirements and Operation Requirements for Diagnostic X-Ray Systems
- 360.41 Additional Requirements for Use of Diagnostic X-Ray Systems in the Healing Arts of Medicine, Podiatry and Chiropractic
- 360.50 Fluoroscopic Systems
- 360.60 ~~Stationary~~ Radiographic Systems Other Than Fluoroscopic, Dental Intraoral, Veterinary or Computed Tomography Systems ~~Used-Safely-for Mammography~~
- 360.70 Mobile/Portable Radiographic Systems Other Than Systems Used Solely for Mammography (Repealed)
- 360.71 Additional Requirements for Facilities Performing Mammography
- 360.75 Computed Tomography (CT) Systems
- 360.80 Photofluorographic Systems (Repealed)
- 360.90 Intraoral Dental Radiographic Systems
- 360.100 Veterinary Radiographic Systems
- 360.110 ~~Therapeutic-X-Ray-Installations~~ Therapy Systems Operating Below 1 MeV
- 360.120 ~~Special-Requirements--for--X-Ray-Therapy--Equipment--Operated-at Potential-of-Fifty-(50)-kVp-and-Below~~ Therapy Systems Operating at 1 MeV or Greater

APPENDIX A Medical Radiographic Entrance Exposure Limits Measurement Protocol

- APPENDIX B Mammography Dose Limit Measurement Protocol
- APPENDIX C Mammography Phantom Image Evaluation
- APPENDIX D Computed Tomography Dose Measurement Protocol
- APPENDIX E Minimum Quality Control Program for Medical Accelerators
- ILLUSTRATION A Thimble and Pancake Chamber-Radiation Measuring Devices
- ILLUSTRATION B Mammography Dose Evaluation Graph (Repealed)
- TABLE A ~~Filtration-Required-as-a-Function-of--Operating--kVp--(Repeated)~~ Mammography Dose Evaluation Table
- TABLE B Half-Value Layer as a Function of Tube Potential
- TABLE C Entrance Exposure Limits Per Intraoral Bitewing Film (Repealed)

AUTHORITY: Implementing and authorized by the Radiation Protection Act of 1990 (Ill. Rev. Stat. 1991, ch. 111 1/2, par. 210-1 et seq.) [420 ILCS 40].

SOURCE: Filed April 20, 1974 by the Department of Public Health; old rules repealed, new rules adopted at 4 Ill. Reg. 25, p. 157, effective July 1, 1980;

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

"Aluminum equivalent" means the thickness of type 1100 aluminum alloy affording the same attenuation, under specified conditions, as the material in question. The nominal chemical composition of type 1100 aluminum alloy is 99.00 percent minimum aluminum, 0.12 percent copper.

"Applicator" means a structure which determines the extent of the treatment field at a given distance from the source of the beam.

"Attenuation block" means a block or stack, having dimensions 20 centimeters by 20 centimeters by 3.8 centimeters, of aluminum equivalent. Copper may be substituted for aluminum if an appropriate thickness is used for the kVp selected, as indicated below:

kVp	Millimeters of Copper Equivalent to 3.8 centimeters of aluminum
99 or less	2.0
100 to 125	2.5
greater than 125	3.0

"Automatic exposure control" means a device which automatically controls \pm one or more technique factors in order to obtain at a preselected location(s) a required quantity of radiation (see "Phototimer").

"Barrier" (see "protective barrier").

"Beam" means a flow of electromagnetic or particulate radiation which passes through the opening in the beam limiting device and which is used for diagnosis or treatment.

"Beam axis" means a line from the source through the center of the x-ray field (see "Central axis of the beam").

"Beam-limiting device" means a device which provides a means to restrict the dimensions of the x-ray field (see "Collimator", "Diaphragm" and "Shutter").

"Beam monitoring system" means a system of devices that will monitor the useful beam during irradiation and will terminate irradiation when a preselected number of monitor units has been accumulated.

"Beam scattering filter" means a filter placed in an electron beam in order to scatter the beam and provide a more uniform distribution of electrons in the beam.

"Central axis of the beam" means the line passing through the source of the beam and the center of the plane formed by the edge of the first beam-limiting device.

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

"Certified system" means an x-ray system which is subject to regulations promulgated under Public Law 90-602, the Radiation Control for Health and Safety Act of 1968 (42 U.S.C. 2631 by et seq.) or 21 CFR 100.3 et seq. in effect as of April 17, 1968, exclusive of subsequent amendments or editions. A copy of this document is available for public inspection at the Illinois Department of Nuclear Safety (Department 7-1035 Outer Park Drive Springfield, Illinois).

"Charged particle beam" (see "Beam").

"Coefficient of variation" means the ratio of the standard deviation to the mean value of a population of observations.

"Collimator" means a device or mechanism by which the x-ray beam is restricted in size (see "Beam-limiting device").

"Computed tomography (CT)" means the production of a tomogram by the acquisition and computer processing of x-ray transmission data.

"Computed tomography dose index (CTDI)" means the integral of the dose profile along a line perpendicular to the tomographic plane divided by the product of the nominal tomographic section thickness and the number of tomograms produced in a single scan.

"Contact therapy system" means an x-ray system used for therapy with the x-ray tube port placed in contact with or within 5 centimeters of the surface being treated which is designed for very short treatment distances (5 centimeters or less), usually employing peak tube potentials in the range of 20 to 50 kVp.

"Control panel" means that part or parts of the x-ray system upon which are mounted the switches, knobs, pushbuttons, and other hardware necessary for setting the technique factors prior to initiating an x-ray exposure.

"CT gantry" means the tube housing assemblies, beam-limiting devices, detectors and the supporting structures and frames which hold these components.

"Dead-man switch" means a switch so constructed so that a circuit-closing contact can be maintained only by continuous pressure on the switch by the operator.

"Densitometer" means a device which is used to provide a quantitative measurement of the optical density of x-ray film to determine the response of the film to exposure and development.

"Diagnostic imaging specialist" means a person who possesses the knowledge, training and experience to apply the principles of

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

radiological physics to diagnostic x-ray applications. A diagnostic imaging specialist shall meet one of the two criteria below:

Be certified by the American Board of Radiology, the American Board of Medical Physics or the Canadian College of Medical Physics in:

Diagnostic radiological physics; or
Radiological physics.

Be approved by the Department as a qualified nondepartment inspector pursuant to the provisions of 32 Ill. Adm. Code 410.30, and:

Have 3 years of experience performing radiation measurements and quality assurance duties for diagnostic imaging facilities; or

Have 2 years of experience performing radiation measurements and quality assurance duties and have undertaken a training program of at least 40 hours, conducted by a diagnostic imaging specialist, and which includes instruction in quality assurance procedures and the requirements of this part.

AGENCY NOTE: A person performing physics duties for a diagnostic facility should have experience in the same field for which the duties are performed. For example, an individual providing support to mammography facilities should have 3 years of mammography experience. It is recognized that 3 years of experience for various imaging modalities could be gained concurrently.

"Diagnostic source assembly" means an x-ray tube housing assembly, designed for use in diagnostic x-ray applications, with a beam-limiting device attached.

"Diagnostic-type protective-tube-housing" means an x-ray tube-housing constructed--so--that--when--a--beam-limiting-device-is-attached--the leakage-radiation-measured-at-a-distance-of-1-meter--from--the--source cannot-exceed--100--mR--in--1-hour--when-the-tube-is-operated-at-its maximum-continuous-rated-current-for-the-maximum-rated-tube-potential.

"Diaphragm" means a device or mechanism by which the x-ray beam is restricted in size (see "Beam-limiting device").

"Field flattening filter" means a filter used to provide dose uniformity over the area of a useful beam of x-rays at a specified depth.

"Filter" means material placed in the useful beam to absorb, preferentially, radiations based on energy level (see "filtration" and "inherent-filtration") or to modify the spatial distribution of the beam.

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

"filtration" means the act of preferentially absorbing radiation--with filters--or--inherent--filtration--(see--"filter" and--"inherent filtration");

"Gantry" means that part of the system supporting and allowing possible movements of the radiation head.

"General purpose radiographic x-ray system" means any radiographic x-ray system which, by design, is not limited to radiographic examination of specific anatomical regions.

"Gonad shield" means a protective device for the testes or ovaries which provides a minimum of 0.50-mm 0.5 millimeter lead equivalent protection.

"Half-value layer (HVL)" means the thickness of a specified material that attenuates the beam of radiation to an extent such that the exposure rate is reduced to one-half of its original value.

AGENCY NOTE:--the-contribution-of-all-scattered-radiation--other--than any--that--might--be--present--initially--in--the--beam--concerned--is minimized.

AGENCY NOTE: The contribution of all scattered radiation, other than any that might be present initially in the beam concerned, should be minimized.

"Healing arts screening" means the examination of human beings using x-ray machines for the detection or evaluation of potential diseases when such examinations are not specifically ordered by a licensed practitioner of the healing arts legally authorized to prescribe such x-ray examinations for the purpose of diagnosis or treatment. However, healing arts screening does not include mammography on self-referred patients.

"Image intensifier" means a device, installed in a housing, which converts an x-ray pattern into a corresponding light image, usually by electronic means.

"Image receptor" means any device, such as a fluorescent screen or radiographic film, which transforms incident x-ray photons either into a visible image or into another form which can be made into a visible image by further transformations.

"inherent-filtration" means the filtration permanently in the useful beam--it-includes--the-effect-of-the-x-ray-tube-window--and--any permanent-tube-or-source-enclosure--(see--"filter" and--"filtration")--.

"Interlock" means a device arranged or connected such that the occurrence of an event or condition is required before a second event

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

or condition can occur or continue to occur.

"Isocenter" means a fixed point in space located at the center of the smallest sphere through which the central axis of the useful beam passes at any beam orientation.

"Kilovolts peak (kVp)" means the crest value, in kilovolts, of the electric potential applied to the x-ray tube between the cathode and anode of a pulsating electric potential generator.

"Lead equivalent" means the thickness of lead affording the same attenuation, under specified conditions, as the material in question.

"Leakage radiation" means all radiation emanating from the diagnostic source assembly except for:

The useful beam; and

The radiation produced when the exposure switch or timer is not activated.

"Leakage technique factors" means the technique factors used to measure leakage radiation from the diagnostic source assembly. They are defined as follows:

For capacitor energy storage equipment, the maximum-rated peak tube potential and the maximum-rated number of exposures in an 1 hour for operation at the maximum-rated peak tube potential with the quantity of charge per exposure being 10 millicoulombs, i.e., 10 milliamperes-seconds, or the minimum obtainable from the unit, whichever is larger.

For field emission equipment rated for pulsed operation, the maximum-rated peak tube potential and the maximum-rated number of x-ray pulses in an 1 hour for operation at the maximum-rated peak tube potential.

For all other equipment, the maximum-rated peak tube potential and the maximum-rated continuous tube current for the maximum-rated peak tube potential.

"Light field" means that area of the intersection of the light beam from the beam-limiting device and any one of the sets of planes parallel to and including the plane of the image receptor. The edge of the light field is defined as the locus of points at which the illumination is 25 percent of that at the center of the light field.

"Mammography" means radiography of the breast for the purpose of enabling a physician to determine the presence, size, location and extent of cancerous or potentially cancerous tissue in the breast.

"Mammography destimety-test phantom" means a phantom for specifically designed for image quality evaluation of mammography systems and which may also be used in the process of determining the mean glandular

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

breast dose. Per-automatic-exposure-control-mammography-systems-it shall be any phantom material that is equivalent to a nominal 4.5-centimeter compressed breast of average density (i.e., 50 percent adipose and 50 percent glandular tissue), and shall contain masses, specks and fibers as specified in Section 360.71(j)(2).

"Mammography System" means an x-ray system that is used to perform mammography.

"Medical radiographer" means a person other than a licensed practitioner, accredited in accordance with the provisions of 32 Ill. Adm. Code 401, or an individual exempt from the provisions of 32 Ill. Adm. Code 401, who performs medical radiation procedures and applies x-radiation, to any part of the human body, for diagnostic purposes while under the supervision of a licensed practitioner.

"Mobile equipment" (see "X-ray equipment").

"Monitor unit" means a unit response from the beam monitoring system from which the absorbed dose can be calculated.

"Moving beam therapy" means radiation therapy in which there is displacement of the useful beam relative to the patient. Moving beam therapy includes arc therapy, skip therapy and rotational beam therapy.

"Multiple scan average dose (MSAD)" means the average dose at the center of a series of scans, specified at the center of the axis of rotation of a computed tomography system.

"Non-certified-system" means an x-ray system which is not subject to regulations promulgated under Public Law 90-602, the Radiation Control for Health and Safety Act of 1968 (see "Certified-system").

"Operator" means an individual who applies ionizing radiation for diagnostic or therapeutic purposes.

"Personnel monitoring" means the determination of radiation exposure to a person. Devices used for this purpose may include, but are not limited to, film badges, pocket dosimeters, and thermoluminescent dosimeters worn by the individual.

"Phototimer" means a method for controlling radiation exposures to image receptors by the amount of radiation which reaches a radiation monitoring device(s). The radiation monitoring device(s) is part of an electronic circuit which controls the duration of time the tube is activated (see "Automatic exposure control").

"Physicist" (see "Therapeutic radiological physicist").

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

"Portable equipment" (see "X-ray equipment").

"Position indicating device" means a device on intraoral dental x-ray equipment used to indicate the beam position and to establish a definite source-skin distance.

"Positive-beam-limitation" means a beam-limiting device which will, at the source-image-receptor distance for which the device is designed, either cause automatic adjustment of the x-ray field in the plane of the image receptor to the image-receptor size within 5 seconds after insertion of the image-receptor or if adjustment is accomplished automatically in a time interval greater than 5 seconds or is manually prevented, production of x-rays until such adjustment is completed. For SIs at which the device is not intended to operate, the device prevents the production of x-rays.

"Primary protective barrier" (see "Protective barrier").

"Protective apron" means an apron of radiation absorbing materials, at least 0.25 millimeter mm lead equivalent, used to reduce exposure from stray leakage and scatter radiation (see "Stray radiation").

"Protective barrier" means a barrier of radiation absorbing material(s) used to reduce radiation exposure. The types of protective barriers are as follows:

"Primary protective barrier" means the material, excluding filters, placed in the useful beam to reduce the radiation exposure.

"Secondary protective barrier" means a barrier sufficient to attenuate the stray leakage and scatter radiation to the required degree (see "Stray radiation").

"Protective glove" means a glove made of radiation absorbing materials, at least 0.25 millimeter mm lead equivalent, used to reduce exposure from stray leakage and scatter radiation (see "Stray radiation").

"Qualified expert" means an individual who has demonstrated to the satisfaction of the Department that he or she possesses the knowledge and training to measure ionizing radiation, to evaluate safety techniques, and to advise regarding radiation protection needs. Satisfactory demonstration of such knowledge and training should include certification by a nationally recognized credentialing entity in the field of radiation protection.

"Radiation beam" (see "Beam").

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

"Radiation therapy simulation system" means a radiographic/fluoroscopic x-ray system used exclusively for localizing the volume to be exposed during radiation therapy and confirming the position and size of the therapeutic irradiation field.

"Radiologist" means a physician or veterinarian who is either: Certified by the American Board of Radiology in diagnostic radiology or general radiology; Certified by the American Osteopathic Board of Radiology; or Certified by the American Chiropractic Board of Radiology; or Certified by the American College of Veterinary Radiology; or Eligible for certification by any College or Board identified above.

"Reference plane" means a plane which is displaced from and parallel to the tomographic plane.

"Scan" means the complete process of collecting x-ray transmission data for the production of a tomogram. Data can be collected simultaneously during a single scan for the production of one or more tomograms.

"Scan increment" means the amount of relative displacement of the patient support device with respect to the CT x-ray system between successive scans measured along the direction of such displacement.

"Scatter radiation" means radiation that, during passage through matter, has been deviated in direction.

"Secondary protective barrier" (see "Protective barrier").

"Sensitometer" means a device which is used to test the setup and stability of film processing procedures and equipment by providing a standard pattern of light exposure of x-ray film.

"Shadow tray" means a device attached to the radiation head to support auxiliary beam-limiting material.

"Shutter" means an adjustable beam-limiting or attenuating device, usually made of lead, fixed to an x-ray tube housing to intercept or collimate the useful beam (see "Beam-limiting device").

"SID" means source-image receptor distance (see "Source-image receptor distance").

"Source" means the focal spot of the x-ray tube.

"Source-image receptor distance" means the distance from the source to the center of the input surface of the image receptor.

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

"Source-skin distance (SSD)" means the distance measured along the central ray from the center of the front surface of the x-ray focal spot to the surface of the irradiated object.

"Special purpose x-ray system" means any radiographic x-ray system which, by design, is limited to radiographic examination of a specific anatomical region.

"Spot film" means a radiograph which is made during a fluoroscopic examination to permanently record conditions which exist during that fluoroscopic procedure.

"Stationary beam therapy" means radiation therapy in which there is no displacement of the useful beam relative to the patient during irradiation.

"Stationary equipment" (see "X-ray equipment").

"Stray radiation" means the sum of leakage and scatter radiation.

"Technique factors" means the electrical potential (kilovolts), current (milliamperes), exposure time parameters (seconds or pulses) or a combination thereof, selectable at the control panel of an x-ray system (see "Control panel").

"Therapeutic Radiological Physicist" means an individual who has the knowledge, training and experience to measure ionizing radiation, evaluate safety techniques, advise regarding radiation protection needs and apply the principles of radiological physics to clinical radiation therapy. To meet these criteria, a therapeutic radiological physicist shall:

Be certified by the American Board of Radiology, the American Board of Medical Physics or the Canadian College of Medical Physics in:

Therapeutic radiological physics; or

Roentgen ray and gamma ray physics; or

X-ray and radium physics; or

Radiological physics; or

Hold a master's degree or doctorate in physics, biophysics, radiological physics or health physics and have completed 1 year of full-time training in radiological physics and also 1 year of full-time work experience under the supervision of a therapeutic radiological physicist at a medical institution. To meet this requirement, the individual shall have performed the tasks specified in Sections 360.120(c), (d) and (e) under the supervision of a therapeutic radiological physicist during the year of work experience.

"Tomogram" means the depiction of the x-ray attenuation properties of

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

a section through the body.

"Tomographic plane" means that geometric plane which is identified as corresponding to the output tomogram.

"Tomographic section" means the volume of an object whose x-ray attenuation properties are imaged in a tomogram.

"Useful beam" means the radiation which passes through the tube housing port and the aperture of the beam-limiting device when the exposure switch or timer is activated (see "Beam").

"X-ray equipment" means an x-ray system, sub-system or component thereof. Types of x-ray equipment are as follows:

"Mobile x-ray equipment" means x-ray equipment mounted on a permanent base with wheels and/or casters for moving while completely assembled. Mobile x-ray equipment includes x-ray equipment permanently mounted in vehicles.

"Portable x-ray equipment" means x-ray equipment designed to be hand-carried.

"Stationary x-ray equipment" means x-ray equipment which is installed in a fixed location.

"X-ray field" means, for diagnostic purposes, that area of the intersection of the useful beam and any one of the set of planes parallel to and including the plane of the image receptor. The edge of the x-ray field is defined as the locus of points at which the exposure is 25 percent of that at the center of the x-ray field.

"X-ray system" means an assemblage of components for the controlled production of x-rays. It includes minimally an x-ray high-voltage generator, an x-ray control panel, an x-ray tube housing assembly, a beam-limiting device, and the necessary supporting structures. Additional components which function with the system are considered integral parts of the system. X-ray systems include diagnostic systems, therapeutic systems and accelerator systems.

(Source: Amended at 17 Ill. Reg. 17972, effective October 15, 1993)

Section 360.30 General Requirements and Administrative Controls

The requirements in this Section apply to all uses of x-rays in veterinary medicine and to all uses of x-rays in the healing arts Healing Arts including the use of x-rays for both diagnostic and therapeutic purposes. Additional requirements for all diagnostic x-ray systems are in Section 360.40 and

DEPARTMENT OF NUCLEAR SAFETY
NOTICE OF ADOPTED AMENDMENT(S)

1) Radiation Safety Procedures. The registrant shall provide to each individual who operates x-ray equipment at the facility written operating and safety procedures. These procedures shall include restrictions required for the safe operation of each radiation machine and shall include the topics listed in the radiation safety program of subsection (k) below.

2) Radiation Safety Program. The registrant shall provide for initial and annual in-service training in radiation safety for individuals (excluding licensed practitioners) that apply ionizing radiation at the facility, to ensure their awareness of the registrant's radiation safety practices and policies. 3) The in-service training must shall include the following topics:

- A) Operating and emergency procedures for the radiation machine(s);
 - B) Use of personnel and patient protective devices;
 - C) Procedures to minimize patient and personnel exposure, including procedures for selecting personnel to support patients or film, as required by Section 360.40;
 - D) Use of personnel monitoring devices (if such devices are used at the facility);
 - E) Film processing procedures; and
 - F) Prohibited uses of fluoroscopic x-ray machines if such machines are used at the facility, as described in Section 360.40(f) subsection (e), above.
- 2) The registrant shall maintain for a period of at least 3 inspection cycles (see 32-111-Adm-Code-49-69d)77 documentation signed by persons who apply ionizing radiation that indicates the date and content of training provided.
- 3) The registrant shall provide to each individual subject to in-service training a written policy statement outlining the registrant's radiation safety practices and policies specified in subsection (f)(1) above.
- 1) Operator Training. Individuals who operate radiation machines shall be instructed in and able to demonstrate competence with the registrant's operating and safety procedures.

(Source: Amended at 17 Ill. Reg. 17972, effective October 15, 1993.)

Section 360.40 General Equipment and Operation Requirements for Diagnostic X-Ray Systems

The requirements of this Section apply to all diagnostic x-ray systems. Additional requirements for specific equipment application classes are in Sections 360.50-41 through 360.100.

- a) Half-Value Layer
 - 1) The half-value layer of the useful beam for a given x-ray tube potential shall not be less than the values shown in Section 360. Table B of this Part. If it is necessary to determine a half-value layer at an x-ray tube potential which is not listed

DEPARTMENT OF NUCLEAR SAFETY
NOTICE OF ADOPTED AMENDMENT(S)

in waste by if near interposition or extrapolation may be utilized to determine the appropriate value.

- 2) For capacitor energy storage equipment, compliance with the requirements of this subsection shall be determined with the maximum quantity of charge per exposure. This will be deemed to have been met if an mAs of 10 or greater has been used.

b) Beam-On Indicators

- 1) The control panel shall include a device (usually a milliammeter or labeled indicator lamp) which will give positive indication of the production of x-rays whenever the x-ray tube is energized.

- 2) In addition, on certified systems, a signal audible to the operator shall indicate that the exposure has terminated. Where two or more radiographic tubes are controlled by one exposure switch, the tube or tubes which have been selected shall be clearly indicated prior to initiation of the exposure. This indication shall be both on the x-ray control panel and at or near the tube housing assembly which has been selected.

- c) Mechanical Support of Tube Head. The tube housing assembly supports shall be adjusted such that the tube housing assembly will remain stable during an exposure unless tube housing movement is a designed function of the x-ray system. The tube housing assembly supports shall not be hand-held unless the manufacturer has specifically designed the system to be operated while hand-held.

- d) Diagnostic Source Assembly Leakage Radiation Limits. The leakage radiation measured at a distance of 1 meter from the source shall not exceed 25.8 microC/kg(100mR) 100 milliroentgens in 1 hour when the tube is operated at its leakage technique factors.

- e) Exposure Switch. The exposure switch shall be a dead-man switch. Radiation From Capacitor Energy Storage X-ray Equipment in Standby Status. Radiation emitted from the x-ray tube when the exposure switch or timer is not activated shall not exceed a rate of 0.516 microC/kg (2mR) per hour at 5 centimeters from any accessible surface of the diagnostic source assembly, with the beam-limiting device fully open.

f) Technique Indicators

- 1) The technique factors to be used during an exposure shall be indicated at the control panel before the exposure begins. If automatic exposure controls are used, the technique factors which are set prior to the exposure shall be indicated at the control panel.
 - 2) The requirement of subsection (1) above may be met by permanent markings on equipment having fixed technique factors. Indication of technique factors shall be visible from the operator's position except in the case of spot films.
 - 3) The indicated technique factors of exposure time and kilovolts peak (kVp) shall correspond to the actual exposure factors within ten percent of the measured values.
- g) Reproducibility of Exposures
- 1) For any specific combination of selected technique factors

NOTICE OF ADOPTED AMENDMENT(S)

utilized, the coefficient of variation of radiation exposures shall not exceed 0.05 for any specific combination of selected technique factors. It will not be necessary to calculate the coefficient of variation if for four consecutive measurements the value of the average exposure (Eavg) is greater than or equal to ten times the maximum exposure (Emax) minus the minimum exposure (Emin). This requirement is mathematically represented by the following:

$$E_{avg} > 10(E_{max} - E_{min})$$

- 2) For systems using automatic exposure control (AEC), compliance measurements shall be performed with the system operating in the AEC mode. Attenuating material shall be placed in the beam to provide exposure times in the range of those used clinically.

AGENCY NOTE: The intent of this subsection is to require testing of the system in a manner that is clinically relevant. Reproducibility of exposures should be measured at technique factors that are commonly used and are subject to variation. For AEC systems, commonly used settings in combination with an appropriate thickness of attenuating material should be used to provide exposure times in the clinical range.

fh) Patient or Film Support--

- 1) When a patient or film must be provided with auxiliary support during a radiation exposure:

A) No person shall be used routinely to hold film or patients; and

B) Unless the procedure precludes their use, mechanical holding devices shall be used to restrain patients. For example, mechanical holding devices could not be used if the devices would preclude clear visualization of the tissue being examined.

- 2) When a patient or film must be held by an individual, written safety procedures, as required by Section 360.30(j), shall indicate the criteria for selecting a holder and the procedure the holder shall follow.

AGENCY NOTE: The radiation dose received by radiation workers, patients, and the general public can be reduced if mechanical patient and film support devices are used for radiographic and fluoroscopic procedures. In the event that an individual must be used in lieu of mechanical patient or film support devices to hold patients or films, every effort should be made to limit the individual's exposure to radiation. This can be accomplished by not assigning to a single individual the task of supporting patients and films during radiographic and fluoroscopic examinations. Rather, a number of individuals may be rotated through the assignment, thereby reducing the radiation exposure to one individual.

gi) Personnel Protection--

NOTICE OF ADOPTED AMENDMENT(S)

- 1) Except for patients who cannot be moved out of the room, only the individuals staff and ancillary personnel required for the medical procedure or training shall be in the room during the radiographic/fluoroscopic exposure.

- 2) Individuals who must be in the room with the patient being radiographed or fluoroscoped shall be protected by 0.25 millimeter lead equivalent apparel or device or shall be positioned at a distance such that no part of the individual's individual body will be exposed to radiation in excess of the limits specified at 32 Ill. Adm. Code 340.1050.

A) The useful beam unless protected by 0.05 millimeter lead equivalent apparel or device and

B) Stray radiation unless protected by 0.25 millimeter lead equivalent apparel or device.

AGENCY NOTE: If apparel is used, it should cover as much of the individuals trunk and upper leg surface as possible. Apparel that protects both posterior and anterior surfaces is recommended. If a device or protective screen/barrier is used in lieu of protective apparel, the device should be of such a width and height to afford protection as would be provided if apparel was worn.

hj) Technique Guides--

- 1) In the vicinity of each radiographic x-ray system's control panel, a technique guide shall be provided which specifies for routine examinations performed with that system, the following information:

AGENCY NOTE: This requirement is applicable to both dental intraoral and extraoral radiographic systems.

A) Patient's anatomical size versus technique factors to be utilized;

B) Type and size of the film or screen-film film-screen combination to be used; and

C) SID to be used.

- 2) For automatic exposure control (AEC) systems (i.e., systems employing photo-multiplier tubes or ionization chambers to terminate the x-ray exposure) with selectable exposure detectors and density settings, the technique guide shall also specify the appropriate exposure detector(s) and density setting to be utilized for each radiographic examination listed.

- 3) For AEC systems, the technique guide shall specify the requirements of subsections (h)(1)-(h)(3) through (h)(3) subsections (1)(a) through (C) above to be followed if operated in a non-automatic mode.

AGENCY NOTE: The Department recognizes that alternate means may be available at the control panel to indicate technique factors for computerized imaging systems.

- 4) Patient Exposure Criteria--Procedures and auxiliary equipment designed to minimize patient and personnel exposure commensurate with needed diagnostic information shall be used.

NOTICE OF ADOPTED AMENDMENT(S)

AGENCY NOTE: It is the intent of this subsection (4) to provide for the optimum optical density, resolution and contrast on the film while minimizing patient exposure. The kVp and SSB employed in radiographic examinations should be as great as practical and consistent with the diagnostic objectives of the study. The x-ray equipment should permit use of the optimum kVp that will reduce the doses to the patient based on the required optical density of the film. The milliamperage should be high enough to permit as short an exposure time as is necessary to limit the effects of motion which would result in the loss of the radiograph's usefulness. In addition, x-ray films, intensifying screens and other image recording devices should be as sensitive as is consistent with the requirements of the examination. Non-screen films should not be used unless absolutely necessary for a specific examination.

3) Prohibited Use of Fluoroscopy shall not be used as a substitute for radiography or in lieu of proper anatomical positioning/centering procedures prior to radiographic studies (see 32-111-Adm., Code 310.100 for additional prohibited uses).

4) X-ray Film Processing Systems. The darkroom safe light illumination shall be adequate for the film speed(s) and the darkroom operating procedures used to prevent fogging of unprocessed film. The following additional requirements apply to film processing systems:

1) Manual film processing systems shall be monitored by the registrant to assure:

- A) The use of a dedicated darkroom timer with an adjustable preset function. The timer shall be used to adjust film processing time according to solution temperature.
- B) The use of a dedicated darkroom thermometer. The thermometer shall be used to adjust the film processing time according to solution temperature.
- C) The use of a film processing guide. The guide shall contain, at a minimum, information regarding time(s) and temperature(s) (as recommended by the processing chemical manufacturer) used by the registrant to develop radiographs.
- D) The frequency at which film processing chemicals are changed. At a minimum, the interval as recommended by the chemistry manufacturer shall be used. At a minimum, the interval as recommended by the chemistry manufacturer shall be used.

E) The darkroom safe light illumination is adequate for the film speed(s) and the darkroom operating procedures used to prevent fogging of unprocessed film.

2) Automated film processing shall be monitored by the registrant to assure that:

- A) The temperature of film processing chemicals is appropriate for the type of film(s) being processed at the film transport speed selected.
- B) The film processing chemicals used and their replenishing rate (if applicable) are appropriate for the film transport

speed selected.

E) The darkroom safe light illumination is adequate for the film speed(s) and the darkroom operating procedures used to prevent fogging of unprocessed film.

4) Gonadal Shielding. Except for cases in which it would interfere with the diagnostic procedure, gonadal shielding of not less than 0.5 0-50 millimeters millimeter of lead equivalent shall be used for patients (who have not passed the reproductive age) during those radiographic procedures in which the gonads are in the useful beam.

AGENCY NOTE: Protection of the embryo or fetus from radiation exposure during radiological examination or treatment of a woman of childbearing age (potentially pregnant) should be given special consideration. However, in practice, medical needs should be the primary factors in deciding when to administer the examination.

(Source: Amended at 17 Ill. Reg. 17972, effective October 15, 1993)

Section 360.41 Additional Requirements for Use of Diagnostic X-Ray Systems in the Healing Arts of Medicine, Podiatry and Chiropractic

a) Viewing System. Windows, mirrors, closed circuit television or an equivalent system shall be provided to permit the operator to continuously observe the patient during irradiation.

b) The operator shall be able to maintain aural contact with the patient.

c) Each x-ray control shall be located in such a way as to meet the following requirements:

- 1) Stationary x-ray systems and mobile or portable x-ray systems used as stationary x-ray systems shall be required to have the x-ray exposure switch permanently mounted behind a protective barrier.

2) For mobile and portable single event exposures and configuration, the x-ray control shall be positioned so that the operator is at least 1.83 meters (6 feet) away from the tube housing and the patient during an exposure.

d) Portable or mobile x-ray equipment shall be used only for examinations where it is impractical to transfer the patient(s) to a stationary x-ray installation.

(Source: Added at 17 Ill. Reg. 17972, effective October 15, 1993)

Section 360.50 Fluoroscopic Systems

In addition to the provisions of Sections 360.10, 360.30, 360.40 and 360.40-41, the requirements of this Section apply to x-ray equipment and associated facilities used for fluoroscopy.

a) Beam Limitation. The x-ray field shall, whenever possible, be limited by stepless adjustable shutters. In addition:

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

- 1) The minimum field size at the greatest SID shall be no greater than 5 centimeters by 5 centimeters.
- 2) ~~For x-ray equipment with adjustable shutters, the mechanism(s) (manual/automatic mode selector(s)) provided for activating and positioning the beam-limiting shutters shall function properly. This requirement applies to shutters used in both fluoroscopic procedures or and spot filming procedures or both fluoroscopic and spot filming procedures.~~
- 2) ~~For fluoroscopic equipment without image intensifiers, the x-ray field shall not extend beyond the entire visible area of the image receptor. This requirement applies to field sizes for both fluoroscopic and spot filming procedures.~~
~~AGENCY NOTE: Visible area means that portion of the input surface of the image receptor over which incident x-ray photons are producing an image visible to the fluoroscopist.~~
- 3) ~~For fluoroscopic equipment with image intensifiers, neither the length nor the width of the x-ray field in the plane of the image receptor shall exceed that of the visible area of the image receptor by more than three percent of the SID. The sum of the excess length and the excess width shall be no greater than four percent of the SID. This requirement applies to field sizes for both fluoroscopic procedures or and spot filming procedures or both fluoroscopic and spot filming procedures.~~
~~AGENCY NOTE: Visible area means that portion of the input surface of the image receptor over which incident x-ray photons are producing an image visible to the fluoroscopist.~~
- 4) ~~For fluoroscopic equipment with only a manual mode of beam limitation, the x-ray field produced shall be limited to the area of the spot film cassette at 40.6 centimeters (16 inches) above the tabletop. Additionally, during fluoroscopy, the beam shall be restricted to the area of the input phosphor.~~
- 5) ~~Spot film devices shall meet the following additional requirements:~~
 - A) Means shall be provided between the source and the patient for adjustment of the x-ray field size in the plane of the image receptor to the size which has been selected on the spot film selector. Such adjustment shall be accomplished automatically except when the x-ray field size in the plane of the image receptor is smaller than that selected;
 - B) The center of the x-ray field in the plane of the image receptor shall be aligned with the center of the selected portion of the film to within two percent of the SID; and
 - C) If the angle between the plane of the image receptor and beam axis is variable, a device shall be provided to visually indicate when the axis of the x-ray beam is perpendicular to the plane of the image receptor.
- 6) The beam limitation requirements of this subsection shall not apply to fluoroscopic systems specifically designed for examination of extremities only and meeting the requirement of

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

- subsection (1) below.
- b) ~~Fluoroscopic Timer.---A manual reset, cumulative timing device shall be used which will either indicate elapsed on-time by an audible signal or turn off the system when the total exposure time exceeds a predetermined limit not exceeding 5 minutes in 1 or a series of exposures.~~
- c) ~~Primary Barrier/Interlock.---These devices shall be provided and shall function so that:~~
 - 1) The entire cross section of the useful beam is intercepted by the primary protective barrier of the fluoroscopic image assembly at any SID; and
 - 2) The fluoroscopic tube is interlocked to prevent the unit from producing x-rays unless the primary barrier is in position to intercept the useful beam, as specified in subsection (e)(1) above, at all times.
- d) ~~Source-Skin Distance.---The SSD shall not be less than:~~
 - 1) 38 centimeters (15 inches) on all stationary fluoroscopes which are defined as certified systems;
 - 2) 35.5 centimeters (14 inches) on stationary fluoroscopes which are defined as non-certified systems;
 - 3) 20.3 centimeters (8 inches) on all mobile fluoroscopes; and
 - 4) 20 centimeters (8 inches) for image intensified fluoroscopes used for a specific surgical application.
- 3) 9.5 centimeters (4 inches) for fluoroscopes specifically designed for examination of extremities only and meeting the requirements of subsection (1) below.
- e) ~~Entrance Exposure Rate.---(Non-Certified Systems)---Non-certified fluoroscope systems shall not be operable at an exposure rate of tube potential and current which will result in an exposure rate in excess of 10 Roentgens per minute at the point where the center of the useful beam enters the patient. Indication of Potential and Current. During fluoroscopy and recording of fluoroscopic images, the kV and the mA shall be continuously indicated at the control panel and/or the operator's position.~~
- f) ~~Activation of the Fluoroscopic Tube. X-ray production in the fluoroscopic mode shall be controlled by a device which requires continuous pressure by the operator for the entire time of any exposure. When recording serial fluoroscopic images, the operator shall be able to terminate the x-ray exposure(s) at any time, but means may be provided to permit completion of any single exposure of the series in process.~~
- fg) ~~Entrance Exposure Rate.---(Certified Systems) Requirements---~~
 - 1) ~~Certified Systems With Automatic Maximum Exposure Rate Control.---Fluoroscopic systems which are provided with automatic exposure rate control shall not be operable at any combination of tube potential and current which will result in an exposure rate in excess of 2.58 mC/kg(10R) 10-Roentgens per minute at the point where the center of the useful beam enters the patient, except:~~
 - A) During recording of fluoroscopic images; or

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

B) When an optional high level control is provided activated (See subsection (f)(3) (2) below).

2) Certified Systems--Without--Automatic--Exposure--Rate--Control---
Fluoroscopic--systems--which--are--not--provided--with--automatic
exposure--rate--control--shall--not--be--operable--at--any--combination--of
tube--potential--and--current--which--will--result--in--an--exposure--rate
in--excess--of--5--Roentgens--per--minute--at--the--point--where--the--center
of--the--useful--beam--enters--the--patient--except:

A) During--recording--of--fluoroscopic--images--or

B) When--an--optional--high--level--control--is--activated--- (See subsection (f)(3) below.)

3) When provided with optional a high level control is activated, the equipment shall not be operable at any combination of the tube potential and current which will result in an exposure rate in excess of 5.15 mC/kg(20R) 5-Roentgens per minute at the point where the center of the useful beam enters the patient unless--the high--level--control--is--activated. In addition, the following requirements apply to high level controls:

A) Separate means of activation of high level controls shall be required. The high level control shall only be operable when continuous manual activation is provided by the operator.

B) A continuous signal audible to the fluoroscopist operator shall indicate that the high level control is being employed.

4) Compliance with the requirements of subsections (e) and (f)(1) and (2) above shall be determined as follows: using technique factors that produce the maximum exposure rate. A) For systems employing automatic exposure rate control, material having an equivalency of at least 0.317-em(11.9 inch) 3 millimeters of lead shall be placed in the primary beam between the image receptor and the radiation measuring device. The lead or equivalent material shall be positioned to ensure that the entire primary beam is blocked and the radiation measuring device is positioned in accordance with the appropriate measurement protocol outlined in this subsection.

AGENCY NOTE: Many fluoroscopic systems do not yield their maximum exposure rate at the maximum tube potential or tube current. The exposure rate should be checked at various kVp and mA settings to establish the maximum exposure rate for the system.

4) Fluoroscopic systems shall not be operable at any combination of tube potential and current that will result in an exposure rate in excess of 1.29 mC/kg(5R) per minute at the point where the center of the useful beam enters the patient, when measured under the following conditions:

A) Movable grids and compression devices shall be removed from the useful beam during the measurement.

B) For systems without automatic exposure rate control, the

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

measurement shall be performed using technique factors clinically used for a standard adult patient thickness of 23 centimeters.

AGENCY NOTE: An attenuation block or other suitable material should be placed in the beam to protect the imaging system.

C) For systems with automatic exposure rate control, the measurement shall be performed with an attenuation block or other material simulating the standard adult patient thickness of 23 centimeters, in the beam between the radiation measuring device and the image receptor.

AGENCY NOTE: The Department recommends additional measurements be made of the entrance exposure rate for fluoroscopic systems capable of recording fluoroscopic images, and the entrance exposure for spot film techniques for fluoroscopic systems with that modality. In either case, measurements should be made under the conditions specified in subsection (B) above.

D) The requirements of subsection (4) shall not apply to fluoroscopes specifically designed for examination of extremities only and meeting the requirements of subsection (1) below.

5) Measurements performed pursuant to the requirements of subsections (1) through (4) above shall meet the following additional requirements:

BA) If the source is below the table, the exposure rate shall be measured determined for the center of the useful beam 1 centimeter above the tabletop or cradle.

AGENCY NOTE: The fluoroscopic exposure rate may be measured at a reference point in the central ray of the primary beam other than specified in this subsection. However, compliance shall be determined by calculating the exposure rate at the point specified in this subsection.

EB) If the source is above the table, the exposure rate shall be measured determined at 30 centimeters (12 inches) above the tabletop with the end of the beam-limiting device or spacer positioned as closely as possible to the point of measurement.

AGENCY NOTE: The fluoroscopic exposure rate may be measured at a reference point in the central ray of the primary beam other than specified in this subsection. However, compliance shall be determined by calculating the exposure rate at the point specified in this subsection.

BC) For a fixed SID C-arm type of fluoroscope, the exposure rate shall be measured determined 30 centimeters (12 inches) from the input surface of the fluoroscopic imaging assembly.

AGENCY NOTE: The fluoroscopic exposure rate may be measured at a reference point in the central ray of the primary beam other than specified in this subsection. However,

DETERIORATION IN THE IMAGING SYSTEM IS SUSPECTED AND WHEN THE MEASURED EXPOSURE RATE EXCEEDS THE STANDARDS OF THIS SECTION.

g) ~~Screen--Shielding----~~For--systems--without--image--intensifiers--the fluoroscopic--screen--shall--be--covered--with--transparent--protective material--having--a--lead--equivalency--of--at--least--1.5--millimeters--for equipment--capable--of--operating--up--to--100--kVp--at--least--1.0--millimeters for--equipment--whose--maximum--operating--potential--is--greater--than--100 kVp--and--less--than--125--kVp--and--at--least--2.0--millimeters--for--equipment whose--maximum--operating--potential--is--125--kVp--or--greater.

h) Barrier Transmitted Radiation Rate Limits

1) The exposure rate due to transmission through the primary protective barrier shall not exceed 0.516 microC/kg(2mR) per hour at 10 centimeters from any accessible surface of the fluoroscopic imaging assembly beyond the plane of the image receptor for each roentgen per minute of entrance exposure rate.

2) Measuring Compliance of Barrier Transmission

A) The exposure rate due to transmission through the primary protective barrier shall be determined by measurements averaged over an area of 100 square centimeters with no linear dimension greater than 20 centimeters.

B) If the source is below the tabletop, the exposure rate shall be determined with the input surface of the fluoroscopic imaging assembly positioned 30 centimeters above the tabletop.

C) If the source is above the tabletop and the SID is variable, the exposure rate shall be determined with the end of the beam-limiting device or spacer as close to the tabletop as it can be placed, provided that it shall not be closer than 30 centimeters.

D) Movable grids and compression devices shall be removed from the useful beam during the measurement.

E) An attenuation block shall be positioned in the useful beam 10 centimeters from the point of measurement of entrance exposure rate and between this point and the input surface of the fluoroscopic imaging assembly.

hi) Staff and Ancillary Personnel Protection.---The fluoroscopic operator, assistants and observers allowed in the examining room shall be protected from scatter radiation by protective aprons of not less than 0.25 millimeters millimeter lead equivalent or whole body protective barriers.

4j) Additional Shielding Control of Scattered Radiation---

1) For fluoroscopic systems utilizing an x-ray tube that is mounted below the table, the table shall be provided with shielding (bucky slot cover) equivalent to 0.25 millimeter lead equivalent to attenuate scattered radiation emanating from below the table.

2) A shield of at least 0.25 millimeter millimeters lead equivalent, such as overlapping protective drapes or hinged or sliding panels, should shall be provided and used to intercept scatter radiation which would otherwise reach the fluoroscopic operator

compliance shall be determined by calculating the exposure rate at the point specified in this subsection:

PD) For a variable SID C-arm type of fluoroscope, the exposure rate shall be measured determined 30 centimeters (12 inches) from the input surface of the fluoroscopic imaging assembly with the end of the beam-limiting device or spacer positioned as close as possible to the point of measurement.

AGENCY NOTE: The fluoroscopic exposure rate may be measured at a reference point, in the central ray of the primary beam, other than specified in this subsection. However, compliance shall be determined by calculating the exposure rate at the point specified in this subsection.

PE) For a lateral type fluoroscope, the exposure rate shall be measured determined on the central axis of the primary beam at a point 15 centimeters (6 inches) from the centerline of the x-ray table and in the direction of the x-ray source with the end of the beam-limiting device or spacer positioned as closely as possible to the point of measurement. If the tabletop is movable, it shall be positioned as closely as possible to the lateral x-ray source, with the end of the beam-limiting device or spacer no closer than 15 centimeters to the centerline of the x-ray table.

AGENCY NOTE: The fluoroscopic exposure rate may be measured at a reference point, in the central ray of the primary beam, other than specified in this subsection. However, compliance shall be determined by calculating the exposure rate at the point specified in this subsection.

AGENCY NOTE: A lateral type fluoroscope is a fluoroscope that cannot be rotated so that the source or the fluoroscopic imaging assembly can be positioned below the fluoroscopic table or cradle.

F) For a fluoroscopic system specifically designed for examination of extremities only, the exposure rate shall be determined for the minimum source-skin distance.

6) The measurements required by subsection (g) above shall be performed when the system is inspected as specified in 32 Ill. Adm. Code 410 as well as after any maintenance of the system which might affect the exposure rate.

7) The results of the measurements required by subsections (1), (2) and (4) above shall be posted or available at the control panel. The measurement results shall be stated in millicroombs per kilogram (roentgens) per minute or microcoulombs per kilogram (milliroentgens) per second and shall include the technique factors used in determining such results. The name of the individual performing the measurements and the date the measurements were performed shall be included in the results.

AGENCY NOTE: The resolution and efficiency of the fluoroscopic imaging system should be evaluated periodically, whenever

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

and others near the machine. This shielding shall not be a substitute for the wearing of a protective apron (0.25 millimeter mm lead equivalent) for protection against scattered radiation.

3) Where sterile fields or special procedures prohibit the use of protective barriers or drapes, subsection (2) above shall not apply.

j) Mobile Fluoroscopes---in addition to the other requirements of this Section, mobile fluoroscopes shall provide intensified imaging.

k) Additional Requirements for Stationary Fluoroscopic Systems Used for Cardiac Catheterization Procedures

- 1) Protective barriers shall be available for use by individuals whose presence is required in the room during activation of the x-ray tube(s). If a protective barrier includes or consists of a transparent viewing panel, the viewing panel shall afford protection of not less than 0.5 millimeter of lead equivalent.
- 2) Protective aprons of not less than 0.25 millimeter of lead equivalent shall be worn in the fluoroscopy room by all individuals (except the patient).

AGENCY NOTE: Because modern equipment allows great flexibility in the direction of the beam, individuals in the room should step back from the x-ray system and behind protective barriers during activation of the x-ray tube(s).

l) Additional Requirements for Fluoroscopic Systems Specifically Designed for Examination of Extremities Only

- 1) The radiation safety procedures required pursuant to Section 360.30(j) shall include the following:

- A) A warning concerning the potential for, and the hazards of, increased patient x-ray exposure associated with x-ray systems employing short source-skin distances;
 - B) Procedures for obtaining imaging magnification with minimum patient exposure, including imaging systems or screen-film combinations;
 - C) Technique factors for specific examinations for which the system is designed;
 - D) Radiation exposure data, including skin entrance exposure for each set of technique factors used.
- 2) The x-ray system shall be clearly labeled as follows: "For Examination of Extremities Only."
- 3) The source-skin distance shall be limited as specified in subsection (d) above.
- 4) Fluoroscopic systems specifically designed for examination of extremities only shall be used solely for examination of extremities.

km) Radiation Therapy Simulation Systems---Radiation therapy simulation systems shall be exempt from the requirements of subsections (a), (b), (c), (eg) and (fh) above provided that:

- 1) Such systems are designed and used in such a manner that no individual other than the patient is in the x-ray room during periods of time when the system is producing x-rays; and

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

- 2) Such systems that do not meet the requirements of subsection (b) above are provided with a means of indicating the cumulative time that an individual patient has been exposed to x-rays. Procedures shall require in such cases that the timer be reset between examinations.

nn) Operator Restrictions---No person shall intentionally administer radiation to a human being with a fluoroscopic radiation machine unless such person is licensed to practice a treatment of human ailments under the Medical Practice Act of 1987, the Illinois Dental Practice Act, or the Podiatric Medical Practice Act of 1987, and the Veterinary Medicine and Surgery Practice Act of 1993, except:

- 1) An accredited medical radiographer may operate a fluoroscope for static functions when interpretation of the results is not required and only under the direct supervision of a radiologist licensed practitioner who is physically present within visual contact; or

- 2) An accredited medical radiographer or radiation therapist may operate a fluoroscope for radiation therapy simulation procedures under the direct supervision of a licensed practitioner.

(Source: Amended at 17 Ill. Reg. 17972, effective October 15, 1993)

Section 360.60 Stationary Radiographic Systems Other Than Fluoroscopic, Dental Intraoral, Veterinary or Computed Tomography Systems Bae---Society---For Mammography

In addition to the provisions of Sections 360.10, 360.30, 360.40 and 360.401, the requirements of this Section apply to x-ray equipment and associated facilities used for radiography with stationary radiographic systems other than in the healing arts of medicine, chiropractic and podiatry. It does not apply to fluoroscopic, dental, intraoral veterinary or medical computed tomography systems or systems used solely for mammography.

- a) Beam Limitation---The useful beam shall be limited to the area of clinical interest. The size of the image receptor utilized for each radiographic projection shall be consistent with the objectives of the examination.

- 1) Stationary General Purpose and Mobile/Portable X-Ray Systems---Means shall be provided to limit the x-ray field in the plane of the image receptor so that such field does not exceed each dimension of the image receptor by more than 2 percent of the SID when the axis of the x-ray beam is perpendicular to the plane of the image receptor.

- A) Variable X-Ray Field Limitation---Where an adjustable collimator shall be provided with means for independent stepless adjustment of the size of the x-ray field.

- B) Visual Indication of Field Size---Means shall be provided for visually defining the perimeter of the x-ray field. The total misalignment of the edges of the visually defined

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

field, with respect to the edges of the x-ray field, along either the length or the width of the visually defined field, shall not exceed two 2 percent of the distance from the source to the center of the visually defined field when the surface upon which it appears is perpendicular to the axis of the x-ray beam.

AGENCY NOTE: When a light localizer is used to define the x-ray field, it should provide an average illumination of not less than 100 lux (9 footcandles) at 100 centimeters or at the maximum SID, whichever is less.

E) ~~Numerical Indication of Field Size--~~

2) Additional Requirements for Stationary General Purpose X-Ray Systems. In addition to the requirements of subsection (1) above, all stationary general purpose x-ray systems shall meet the following requirements:

iA) The beam-limiting device shall numerically indicate the x-ray field size in the plane of the image receptor to which it is adjusted.

iB) The x-ray field dimensions shall be specified in inches and/or centimeters and/or inches, and shall be such that aperture adjustments result in x-ray field dimensions in the plane of the image receptor that do not differ from the numerical indicated dimensions by more than +or---2 plus or minus two percent of the SID when the beam axis is perpendicular to the plane of the image receptor.

iC) The beam-limiting device shall be provided with SID scales that reflect the actual SID(s) used for radiographic procedures.

D) SID Indication--

i) Means shall be provided to indicate the SID.
ii) SIDs shall be indicated in centimeters and/or inches inches and/or centimeters and the measured SID shall correspond to the indicated value to within two 2 percent.

E) X-Ray Field/Image Receptor Alignment.---Means shall be provided to:

i) Indicate when the axis of the x-ray field is perpendicular to the plane of the image receptor; and
ii) Align the center of the x-ray field with respect to the center of the image receptor to within 2 two percent of the SID.

F) Additional Requirements for Systems Equipped With Positive Beam Limitation--

i) The x-ray field size in the plane of the image receptor whether automatically or manually adjusted, shall be such that neither the length nor the width of the x-ray field differs from that of the image receptor by greater than 3 percent of the SID and that the sum of the length and width differences without

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

regard to sign be no greater than 4 percent of the SID when the equipment indicates that the beam axis is perpendicular to the plane of the image receptor.

ii) The radiographic system shall be capable of operation at the discretion of the operator such that the field size at the image receptor can be adjusted to a size smaller than the image receptor. The minimum field size at a distance of 100 centimeters (40 inches) shall be equal to or less than 5 centimeters by 5 centimeters (2 inches by 2 inches). Return to positive beam limitation shall occur upon a change in image receptor.

iii) Positive beam limitation may be bypassed when radiography is conducted which does not use the cassette tray or permanently mounted vertical cassette holder or when either the beam axis or table angulation is not within 10 degrees of the horizontal or vertical during any part of the exposure or during stereoscopic radiography. If the bypass mode is provided, return to positive beam limitation shall be automatic.

iv) A capability may be provided for overriding positive beam limitation in the event of system failure or to perform special procedures which cannot be performed in the positive mode. If so provided, a key shall be required to override the positive mode. It shall be impossible to remove the key while the positive mode is overridden.

23) Special Purpose X-Ray Systems--

A) SID Indication--

i) Means shall be provided to indicate the SID.
ii) SIDs shall be indicated in inches and/or centimeters and/or inches and the measured SID shall correspond to the indicated value to within 2 two percent.

B) Means shall be provided to limit the x-ray field in the plane of the image receptor so that such field does not exceed each dimension of the image receptor by more than 2 percent of the SID when the axis of the x-ray beam is perpendicular to the plane of the image receptor.

C) Means shall be provided to align the center of the x-ray field with the center of the image receptor to within 2 two percent of the SID.

D) The requirements of subsection f(2)(B) above may be met:

i) With a system that meets the requirements specified in subsection f(1) above; or
ii) With an assortment of removable, fixed-aperture, beam-limiting devices sufficient to meet the requirement for each combination of image receptor size and SID for which the unit is used, with each

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

such device having permanent, clearly legible markings, in inches-and/or centimeters and/or inches, to indicate the image receptor size and SID for which it is designed; or

iii) With a beam-limiting device having multiple fixed apertures sufficient to meet the requirement for each combination of image receptor size and SID for which the unit is used. Permanent, clearly legible markings, in inches-and/or centimeters and/or inches, shall indicate the image receptor size and SID for which each aperture is designed and shall indicate which aperture is in position for use.

E) Exemptions

- i) Radiation Therapy Simulation Systems. Radiation therapy simulation systems shall be exempt from the beam limitation requirements of subsection (B) above.
- ii) Mammography Systems. Mammography systems shall be exempt from the requirements of subsection (C) above.

34) Single-Purpose X-Ray Systems Designed for One Image Receptor Size. Radiographic equipment designed for only 1 one image receptor size at a fixed SID shall be provided with means to limit the x-ray field at the plane of the image receptor to dimensions no greater than those of the image receptor when the axis-of-the-x-ray-beam-is-perpendicular-to-the-plane-of-the-image-receptor and to align the center of the x-ray field with the center of the image receptor to within two percent of the SID, or shall be provided with means to both size and align the x-ray field such that the x-ray field at the plane of the image receptor does not extend beyond any edge of the image receptor.

b) Timers Radiation Exposure Control Devices--

- 1) Timers. Means shall be provided to terminate the exposure at a preset time interval, preset product of current and time, preset number of pulses, or preset radiation exposure to the image receptor. Also, it shall not be possible to make an exposure when the timer is set to a zero or off position if either position is provided.
- 2) In-addition-for-certified-systems--termination-of-exposure-shall-cause-automatic-resetting-of-the-timer-to-its-initial-setting--or-to-zero X-Ray Control

A) An x-ray control shall be incorporated into each x-ray system such that an exposure can be terminated by the operator at any time except for:

- i) Exposures of 0.5 second or less; or
- ii) During serial radiography when means shall be provided to permit completion of any single exposure of the series in process.

B) The exposure switch shall be a dead-man switch.

- 3) Automatic Exposure Controls (AEC). Systems which are provided with automatic exposure control devices shall incorporate a

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

back-up timer to terminate the radiation exposure in the event of AEC failure. In addition, they shall meet the following requirements:

- A) Indication shall be made on the control panel when this mode of operation is selected; and
- B) A visible signal shall indicate when an exposure has been terminated by the back-up timer, and manual resetting shall be required before further automatically timed exposures can be made.

c) Operator's--Control--Station--Stationary-protective-barriers-shall-be-provided-for-the-x-ray-operator Source-Skin Distance (SSD). All mobile or portable radiographic systems shall be provided with means to limit the SSD to 30 centimeters or greater.

d) Exposure-Switch-Arrangement--The-exposure-switch-shall-be-arranged-so-that-it-cannot-be-operated-by-a-person-outside-a-stationary-protective-barrier Linearity. For equipment that is operated at more than one x-ray tube current setting, the average ratios of exposure (microcoulombs per kilogram or milliroentgens) to the indicated milliamperes-seconds (mAs) product obtained at any two tube current settings utilized shall not differ by more than 0.10 times their sum. This requirement is mathematically represented by the following:

$$\left| \frac{\bar{X}_1 - \bar{X}_2}{\bar{X}_1 + \bar{X}_2} \right| \leq 0.10 (\bar{X}_1 + \bar{X}_2)$$

where $\bar{X}(1)$ and $\bar{X}(2)$ are the average microC/kg/mAs or mR/mAs values obtained at each-of-two-consecutive any two tube current settings utilized. Compliance shall be determined at any fixed x-ray tube potential within the range of 40 percent to 100 percent of the maximum rated tube potential.

e) Ancillary-Personnel-Protection--Individuals-ether--than--the-patient-whose-presence-is-required-in-the-radiographic-room-during-an-x-ray-examination-shall-be-protected-from-scatter-radiation-by-protective-aprons-of-not-less-than-0.25-millimeters-lead-equivalent-or-whole-body-protective-barriers

f) Medical Radiographic Entrance Exposure Limits. The in-air exposure measured-at-the-table-top determined for the technique used for an the specified average adult patient for routine medical radiography with be shall not exceed the following entrance exposure limits shown below: (See Section 360. Appendix A for measurement protocol and calculation of exposure at skin entrance).

- 1) "Abdomen--Anterior--Posterior--(A-P)--View"--exposure--shall-not-exceed-500-milliroentgens-per-radiograph
- 2) "Bumbar-Spine--Bateral--View"--exposure--shall-not-exceed--1400

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

- milliroentgens-per-radiograph:
- 3) "Cervical-Spine-A-P-View"-exposure--shall--not--exceed--150 milliroentgens-per-radiograph;
- 4) "Skull-Posterior-Anterior-(P-A)-View"-exposure--shall--not--exceed 400-milliroentgens-per-radiograph.

Technique	Thickness (cm)	Exposure Limit (microC/kg)(mR)
Chest (PA), Grid	23	9
Chest (PA), Non-Grid	23	8
Abdomen (KUB)	23	155
Lumbo-Sacral Spine (AP)	23	206
Cervical Spine (AP)	13	52
Skull (lateral)	15	65
Foot (D/P)	8	26

AGENCY NOTE: These exposures are maximums. With careful selection of technique factors, adjustment of film processing systems, and choice of film and film screen-film combinations, patient exposures can be further reduced. For-example--the following-patient-exposures--should-not-be-exceeded--for--each--of the-exams-listed--"Abdomen-A-P-View"-exposure--should-not-exceed 350-milliroentgens-per-radiograph; "Lumbo-Sacral-View"-exposure--should-not-exceed-1700-milliroentgens-per-radiograph; "Cervical-Spine-A-P-View"-exposure--should-not-exceed-100 milliroentgens-per-radiograph; and--"Skull-P-A-View"-exposure should-not-exceed-200-milliroentgens-per-radiograph.

(Source: Amended at 17 Ill. Reg. 17972, effective October 15, 1993)

Section 360.70 Mobile/Portable Radiographic Systems Other Than Systems Used Solely for Mammography (Repealed)

In--addition--to--the--provisions--of--Sections--360.10-360.30-and-360.40--the requirements--of--this--Section--apply--to--x-ray--equipment--and--associated--facilities used--for--radiography--with--medical--mobile/portable--systems:

- a) Beam-limitation--the-useful-beam--shall--be--limited--to--the--area--of clinical-interest--The-size--of--the--image-receptor--used--for--each radiographic-projection--shall--be--consistent--with--the--objectives--of--the examination;
- b) Limitation-Exterioria--Means--shall--be--provided--to--limit--the--x-ray field--in--the--plane--of--the--image-receptor--so--that--the--field--does

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

not-exceed--each--dimension--of--the--image-receptor--by--more--than--2 percent--of--the--SID--when--the--axis--of--the--x-ray-beam--is perpendicular--to--the--plane--of--the--image-receptor--; Limitation--of the-x-ray-field-for-certified-x-ray-systems--shall--be--accomplished by--the--means--specified--in--Section-360.60(a)(1)(A)--and--(B)--for non-certified-x-ray-systems--the-x-ray-field--shall--be--limited--by the--means--specified--in--either--Section-360.60(a)(1)(A)--and--(B)--or Section-360.60(a)(2)(1)(A)--and--(1)(B).

- 2) SID-indication--
- A) Means--shall--be--provided--to--indicate--the--SID--
- B) SIDs--shall--be--indicated--in--inches--and/or--centimeters--and--the measured-SID--shall--correspond--to--the--indicated--value--to within-2-percent;
- b) Exposure-Switch-Arrangement--
- 1) The--exposure--control--switch--shall--be--arranged--so--that--the operator--can--stand--at--least--6-feet--from--the--patient--; the-x-ray-tube--and--wall--away--from--the--useful-beam;
- 2) All--individuals--operating--mobile/portable--x-ray-systems--shall wear--protective--aprons--of--not-less--than--0.25--millimeters--lead equivalent;
- 3) When--a--mobile/portable--x-ray--system--is--used--in--a--location--it shall--be--considered--a--stationary--system--subject--to--the requirements--specified--in--Section-360.60(c)--and--(d);
- c) Source--Skin-Distance--
- 1) Non-certified--x-ray--systems--shall--not--be--operable--at--a--SSD--of less-than-20-centimeters--(8-inches);
- 2) Certified-x-ray-systems--shall--not--be--operable--at--a--SSD--of--less than-30-centimeters--(12-inches);
- d) Timers--
- 1) Means--shall--be--provided--to--terminate--the--exposure--at--a--preset time-interval--; preset-produce--of--current--and--time--preset--number of-pulses--or--preset-radiation-exposure--to--the--image-receptor--; Also--it--shall--not--be--possible--to--make--an--exposure--when--the--timer is-set--to--a--zero--or--off-position--if--either--position--is--provided;
- 2) In--addition--for--certified-systems--termination--of--exposure--shall cause--automatic--resetting--of--the--timer--to--its--initial--setting--or to--zero;
- e) Radiation--from--Capacitor--Energy--Storage-X-ray-Equipment--in--Standby Status--Radiation--emitted--from--the--x-ray-tube--when--the--exposure switch--or--timer--is--not--activated--shall--not--exceed--a--rate--of--2 milliroentgens--per-hour--at--5-centimeters--(2-inches)--from--the accessible--surface--of--the--diagnostic--source--assembly--with--the beam-limiting--device--fully--open;
- f) An--attending--personnel--Protection--Individuals--other--than--the--patient whose-presence--is--required--in--the--radiographic--room--during--an-x-ray examination--shall--be--protected--from--scatter-radiation--by--protective aprons--of--not-less--than--0.35--millimeters--lead--equivalent--or--whole-body protective--barriers;
- g) Medical-radiographic-Exposure-Limits--Gutter--Specified--in--Section

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

360-60(f) apply.

(Source: Repealed at 17 Ill. Reg. 17972, effective October 15, 1993)

Section 360.71 Additional Requirements for Facilities Performing Mammography

In addition to the provisions of Sections 360.10, 360.30, 360.40, 360.41, 360.60 and 32 Ill. Adm. Code 400 and 401, the requirements of this Section apply to mammography systems and associated facilities used for mammography.

- a) Physician Supervision.--Mammography operations and procedures shall be under the supervision of a physician licensed under the Medical Practice Act of 1987 (Ill. Rev. Stat. 1999 1991, ch. 111, par. 4400) [225 ILCS 60] to practice medicine in all of its branches.

AGENCY NOTE: The individual interpreting clinical images of the breast should be a radiologist licensed practitioner of the healing arts trained in the imaging modality being used and should be certified or eligible for certification by either the American Board of Radiology in diagnostic radiology or general radiology or the American Osteopathic Board of Radiology. A facility Facilities performing mammography should have a program that is encouraged to seek accredited accreditation by the American College of Radiology or the Illinois Radiological Society or have a program that is comparable.

- b) Medical Radiographers Who Perform Mammography. Registrants shall assure that medical radiographers who perform mammography procedures have met the requirements for initial training and continuing education in mammography, as set forth in 32 Ill. Adm. Code 401.160 and 401. Appendix C.

- bc) Screen-Film Mammography.--Screen-film mammography shall only be performed with a special purpose radiation machine specifically designed for and used solely for mammography procedures.

- cd) Xeromammography.--Xeromammography shall only be performed with a radiation machine that has been specifically designed for or modified to perform xeromammography. Mammography systems shall be provided with compression devices parallel to the imaging plane to immobilize and compress the breast. Compression devices shall:
 - 1) Be capable of maintaining a compression force of at least 11.3 kilograms (25 pounds) for at least 15 seconds; and
 - 2) Not be capable of exceeding a compression force of more than 18.1 kilograms (40 pounds) when used in an automatic or power drive mode.

AGENCY NOTE: Mammography compression devices should be tested at regular intervals to ensure the compression force is adequate but not excessive and that the devices release properly according to the manufacturer's specifications.

- d) Beam Limitation--
 - 1) Means shall be provided to limit the useful beam so that the x-ray field at the plane of the image receptor does not extend

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

beyond any edge of the image receptor at any designated source-to-image-receptor distance (SID). However, the x-ray field may extend beyond the edge of the image receptor designed to be adjacent to the chest wall provided it does not extend beyond this edge by more than 2 percent of the SID.

- 2) The requirement of subsection (d)(1) above shall be met with a system that performs as prescribed in either Section 360.60(a)(1) or Section 360.60(a)(2)(B)(i).

e) Beam Limiting Device Labeling--

- 1) If beam limitation is met with a device as prescribed in Section 360.60(a)(2)(B)(i), such device shall have permanent clearly legible markings in inches and/or centimeters indicating the image receptor size and SID for which each device is designed.

- 2) If the radiation machine is capable of using variable SIDs, the SID indication specified in subsection (f)(1) above shall be the maximum SID for which the beam limiting device is designed.

f) Exposure Switch Arrangement--

- 1) Stationary--Mammography--Systems--For mammography systems consisting of stationary x-ray equipment, the criteria specified in Section 360.60(d) shall apply.

- 2) Mobile and Portable Mammography Systems--For mammography systems consisting of mobile and portable x-ray equipment, the criteria specified in either Section 360.60(d) or Section 360.70(b)(1) shall apply.

g) Operator Shielding--

- 1) Stationary--Mammography--Systems--For mammography systems consisting of stationary x-ray equipment, the criteria specified in Section 360.60(c) shall apply.

- 2) Mobile and Portable Mammography Systems--For mammography systems consisting of mobile and portable x-ray equipment, the criteria specified in either section 360.60(c) or Section 360.70(b)(2) shall apply.

- 3) Mobile and Portable--Equipment--Used--in--Only--One Location--When mobile or portable x-ray equipment is used in only one location, it shall be considered a stationary system and shall be subject to the requirements specified in Sections 360.60(c) and (d).

- h) Timers--The criteria specified in Section 360.60(f) shall apply.

- i) SID--Indicator--For radiation machines capable of operating at variable SIDs, the criteria specified in Section 360.60(a)(2) shall apply.

- j) X-ray Field/Image Receptor Alignment--Section 360.60(a)(2)(g) shall apply.

- e) Half-Value Layer. Notwithstanding the requirements of Section 360.40(a), the following requirements apply to mammography systems:
 - 1) For mammography systems operating at x-ray tube potentials less than 35 kVp, the half-value layer (HVL) in millimeters of aluminum of the useful beam shall be equal to or greater than the product of the tube potential in kilovolts multiplied by 0.01.

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

Example: If the HVL is measured at a tube potential of 27 kVp, the minimum acceptable HVL is 0.27 millimeter of aluminum.

AGENCY NOTE: Prior to making HVL determinations, the kVp of the useful beam should be measured to verify the accuracy of the indicated kVp values. If a discrepancy exists between measured and indicated values, the measured value should be used for the calculation of minimum HVL (see also Section 360.40(f)(3)).

2) For non-screen-film applications, the half-value layer shall not be less than 1.0 millimeter of aluminum equivalent.

3) The half-value layer shall be measured with the compression device in the beam and shall be measured at the same tube potential used in Section 360.40(f)(3). Appendix B, Mammography Dose Measurement Protocol and Section 360.40(f)(3). Appendix C, Mammography Phantom Image Evaluation.

AGENCY NOTE: If the measured half-value layer is significantly greater than the specified minimum, image contrast will be reduced and overall image quality will be degraded. For screen-film mammography systems, it is recommended that the HVL not exceed the minimum acceptable HVL by more than 0.1 millimeter of aluminum.

l) Source-Image Receptor Distance. Mammography equipment shall not be operated at any source-image receptor distance less than 50 centimeters.

k) Backup timer. Radiation systems with automatic exposure control (AEC) shall incorporate a backup timer to terminate the radiation exposure in the event of AEC failure.

l) SSB. Except with respect to magnification, for mammography projections, mammography systems shall satisfy the requirements of Section 360.70(f).

m) Focal Spot Size. The nominal focal spot size, as specified by the x-ray tube manufacturer, shall not exceed 0.70.6 millimeters millimeter.

n) Reproducibility of Exposures. For all systems, regardless of whether they are equipped with AEC, the estimated coefficient of variation of radiation exposures shall be no greater than 0.05 for any specific combination of selected technique factors. It will not be necessary to calculate the coefficient of variation if for 4 consecutive measurements taken within a time period of 1 hour, the difference between the highest and lowest exposures does not exceed 10 percent. If there is a difference greater than 10 percent, 6 additional exposures shall be made and the coefficient of variation shall be calculated.

AGENCY NOTE: "Coefficient of variation" means the ratio of the standard deviation to the mean value of a population of observations. It is calculated using the following equation:

$$C = \frac{s}{\bar{x}} \times 100 \quad \left[\frac{\sqrt{\frac{\sum (x_i - \bar{x})^2}{n-1}}}{\bar{x}} \right] \times 100$$

where:

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

S--Estimated standard deviation of the population:
X--Mean value of observations in sample:
N--The observation sampled:

n--Number of observations sampled:
n--Number of observations sampled:

oh) Mammography Exam Dose Limits. (See Section 360.40(f)(3). Appendix B for the required measurement protocol.) The mean glandular dose for one cranio-caudal view of a 18-inch-4.5 - centimeter compressed breast (50 percent adipose and 50 percent glandular) shall not exceed:

1) 1mGy(100 mrad) for mammography systems for film-screen-film radiographs not employing the use of grids, for film-screen-film

2) 3mGy(300 mrad) for mammography systems for film-screen-film radiographs employing the use of grids, or

3) 4mGy(400 mrad) for mammography systems for xerography.

i) Mammography Exposure Rate. Mammography systems shall have sufficient x-ray output to complete the exposure required for the dose measurement of subsection (h) above within a time of 2.5 seconds or less.

AGENCY NOTE: Mammographic x-ray systems should have means to indicate the milliamperes-seconds (mAs) resulting from each exposure made with automatic exposure control.

j) Mammography Phantom Image Evaluation. AGENCY--NOTE--A--Facility performing mammography should Mammography equipment shall be subjected to a phantom image evaluation using the AEC--Mammography mammography Best Practice phantom specified in subsection (2) below. Specifically designed for breast imaging. This phantom should enable the individual interpreting clinical images of the breast to readily determine the x-ray system's ability to identify masses, fibrosis, and calcifications on a month-to-month basis.

l) A phantom image evaluation shall be performed annually as part of the inspection procedure required in 32 Ill. Adm. Code 410.50, using the mammography phantom image evaluation protocol found in Section 360.40(f)(3).

A) Phantom images produced during an inspection by a Departmental inspector shall be retained by the Department.

B) Phantom images produced during an inspection by a qualified nondepartment inspector shall be submitted to the Department at the time of submission of inspection reports.

2) The mammography phantom used for phantom image evaluation shall be composed of material that is equivalent to a nominal 4.5-centimeter compressed breast of average density (i.e., 50 percent adipose and 50 percent glandular tissue) and shall contain the following objects:

- A) Spherical masses, composed of phenolic plastic, with thicknesses of: 2.00, 1.00, 0.75, 0.50 and 0.25 millimeter;
- B) Shells, composed of aluminum oxide, with diameters of: 0.54, 0.40, 0.32, 0.24 and 0.16 millimeter;
- C) Fibers, composed of nylon, with thicknesses of: 1.56, 1.12, 0.89, 0.75, 0.54 and 0.40 millimeter.

AGENCY NOTE: The Mammography Accreditation Phantom Model

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

156, manufactured by Radiation Measurements, Inc., meets the above criteria and was chosen for use by the American College of Radiology's Mammography Accreditation Program.

- 3) Phantom images submitted to the Department shall be labeled with or include as an attachment the following information:

- A) Name of the facility and machine reference number;
- B) Technique factors used to produce the image;
- C) Identification of the film processing equipment;
- D) Date the image was produced; and
- E) Name or inspector identification number of the individual performing the test.

- 4) The mammography system shall be capable of producing images of the mammography phantom in which the following objects are visualized:

- A) The three largest masses with thicknesses of 2.0, 1.0 and 0.75 millimeter.
- B) The three largest speck groups with diameters of 0.54, 0.40 and 0.32 millimeter.
- C) The four largest fibers with thicknesses of 1.56, 1.12, 0.89 and 0.75 millimeter.

- 5) The Department shall evaluate the images produced during mammography phantom image evaluation and shall report the results of the evaluation to the facility.

AGENCY NOTE: The Department will evaluate mammography phantom images using procedures recommended by the American College of Radiology in: American College of Radiology; Mammography Quality Control for Medical Physicists, April 1992.

AGENCY NOTE: A copy of this report is available for public inspection at the Department of Nuclear Safety, 1035 Outer Park Drive, Springfield, Illinois 62704. Copies of this report may also be obtained from the American College of Radiology, 1891 Preston White Drive, Reston, VA 22091.

- k) Quality Assurance. A quality assurance (QA) program shall be established and maintained at each facility performing mammography procedures. The QA program shall include a performance evaluation of the mammographic x-ray machine and the film processor. Each facility shall have available for daily use the mammography phantom specified in subsection (j)(2) above, a densitometer and a densitometer.

- 1) A diagnostic imaging specialist shall establish and provide administrative oversight over the quality assurance program.

- 2) The quality assurance program shall include but not be limited to the following:

- A) A list of names and qualifications of individuals responsible for:

- i) Administration of the QA program;
- ii) Performance of QA tests; and
- iii) Repairing or servicing the x-ray equipment.

- B) A QA protocol which includes the following:

- i) A description of the QA tests to be performed;

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

- ii) The frequency of each QA test;
- iii) Criteria of acceptability for each QA test; and
- iv) A description of actions to be taken if established criteria are not met.

- 3) Quality assurance testing shall include, but not be limited to, the following tests, which shall be performed at the prescribed frequency.

- A) The film processor shall be subjected to a performance evaluation each day before the processing of clinical or phantom images. Evaluation shall include measurements of temperature and densitometer measurements of sensitometer-exposed film which has been processed in the film processor.

- B) Mammography systems shall be tested for image quality each calendar month. Image quality testing shall be performed using the mammography phantom specified in subsection (j)(2) above and the mammography phantom image evaluation protocol found in Section 360. Appendix C. In addition, the following requirements apply to image quality testing:

- i) The individual identified in subsection (1) above shall provide such training as is necessary to the individual assigned to perform phantom image quality evaluation.

- ii) Image quality testing shall be repeated after any change in or replacement of components of the x-ray machine or film processor which may affect the image quality, as determined by the individual identified in subsection (1) above.

- iii) Each phantom image produced shall be labeled with the date, technique factors and equipment information if the facility contains more than one mammography machine.

- iv) The registrant shall assure that the phantom image produced pursuant to this subsection meets the criteria of subsection (j)(4) above.

- v) Mammography systems not capable of producing a phantom image meeting the criteria of subsection (j)(4) above shall not be used to image human patients until a phantom image has been produced meeting the criteria of subsection (j)(4) above.

- 4) Mobile mammography systems shall be tested using the mammography phantom image evaluation after each relocation and prior to use on patients or shall meet the following requirements:

- A) A diagnostic imaging specialist shall establish a protocol for measurement of the radiation output of the mammography system, including the radiation measuring device to be used, procedures for performing the measurement and the anticipated result of the measurement.

- B) Measurements shall be performed using the technique factors

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

that were used for the most recent phantom image evaluation (see subsection (3)(B) above). If a change is made in the technique factors used for the measurements required in this subsection, the image quality shall be tested using the mammography phantom image evaluation protocol found in Section 360.Appendix C.

AGENCY NOTE: If the phantom image evaluation is performed using a photometer, the diagnostic imaging specialist may specify appropriate technique factors that approximate those used by the photometer for the measurements required in this Section.

C) After each relocation of a mobile mammography system, measurements of the radiation output of the machine shall be performed according to the protocol established in subsection (A) above.

D) If the radiation output measurement of subsection (C) above exceeds plus or minus 15 percent of the value established by the diagnostic imaging specialist in subsection (A) above, the system shall not be used to image human patients until the cause for the variation has been investigated and corrected.

E) Records of radiation output measurements for mobile mammography systems shall be maintained at the location of the mammography system for a period of not less than one inspection cycle (see 32 Ill. Adm. Code 410.60(d)).

AGENCY NOTE: The Department recommends that mobile mammography systems be tested for image quality after each relocation and prior to use on patients, with the mammography phantom image evaluation protocol in Section 360.Appendix C.

5) A diagnostic imaging specialist shall conduct a review of the quality assurance program each year. Such review shall include evaluation of the results of quality assurance testing.

AGENCY NOTE: In addition to the quality assurance testing required in this Section, facilities performing mammography should establish a quality assurance program that provides for analysis of repeated mammography exams, testing of screen-film contact for all cassettes used to produce clinical images, testing of film fogging in the darkroom and measurement of the force applied by the compression device in both manual and power modes (if applicable).

1) Records

1) The registrant shall maintain and have available for review at the facility, records of quality assurance testing performed as required in subsection (k) above.

A) Records of film processor performance evaluation shall contain the date the test was performed, identification of the person performing the test and the results of the test including densitometry measurements.

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

B) Records of image quality testing shall include the mammography phantom image, labeled with the information required in subsection (k)(3) above and the results of the mammography phantom image evaluation including the number, type and size of phantom objects visualized.

C) The registrant shall maintain at the facility, for a period of at least one inspection cycle (see 32 Ill. Adm. Code 410.60(d)), the records specified in subsections (A) and (B) above.

2) Unless they are transferred directly to the patient or the patient's physician, mammography images or films shall be retained by the provider of the mammography service for a minimum of 60 months. Mammography images or films transferred to a patient's physician shall be retained by the physician for a minimum of 60 months. These retention periods are a minimum and shall not reduce any other medical record retention requirements established by statute or regulation.

AGENCY NOTE: The Department recommends that when a provider of the mammography service transfers mammography films or images to a patient's physician, the physician should be notified of the requirement to retain mammography images for 60 months.

(Source: Amended at 17 Ill. Reg. 17972, effective October 15, 1993)

Section 360.75 Computed Tomography (CT) Systems

a) Requirements for Equipment

1) Termination of Exposure

A) In the event of equipment failure affecting data collection, means shall be provided to terminate the x-ray exposure automatically, either by de-energizing the x-ray source or by shuttering the x-ray beam, through the use of either a back-up timer or devices which monitor equipment function.

B) A visible signal shall indicate when the x-ray exposure has been terminated through the means required by subsection (A) above.

C) The operator shall be able to terminate the x-ray exposure at any time during a scan, or series of scans, of greater than 0.5 second duration.

2) Tomographic Plane Indication and Alignment

A) Means shall be provided to permit visual determination of the location of a reference plane. This reference plane can be offset from the location of the tomographic planes.

B) If a device using a light source is used to satisfy subsection (A) above, the light source shall provide illumination levels sufficient to permit visual determination of the location of the tomographic plane or reference plane under ambient light conditions of up to 500

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

lux (45 footcandles).

C) The total error in the indicated location of the tomographic plane or reference plane shall not exceed 5 millimeters.

D) The deviation of indicated scan increment versus actual increment shall not exceed plus or minus 1 millimeter with a typical patient mass resting on the patient support device. The patient support device shall be moved incrementally from a typical starting position to the maximum incremental distance or 30 centimeters, whichever is less, and then returned to the starting position. If the CT system has the capability of variable gantry angles, the compliance measurements shall be performed with the CT gantry positioned at zero degrees.

3) Beam-On and Shutter Status Indicators. The CT x-ray control panel and gantry shall provide visual indication whenever x-rays are produced and, if applicable, whether the shutter is open or closed.

4) Technique Indicators. The CT x-ray control panel shall provide visual indication of the technique factors, tomographic section thickness and scan increment prior to the initiation of a scan or a series of scans.

b) Facility Design Requirements

1) The control panel shall be located behind a protective barrier.

2) Communication. Provision shall be made for two-way aural communication between the patient and the operator at the control panel.

3) Viewing Systems. Windows, mirrors, closed-circuit television or an equivalent system shall be provided to permit continuous observation of the patient during irradiation and shall be located so that the operator can observe the patient from the control panel.

c) Radiation dose measurements shall be performed by a diagnostic imaging specialist on each CT x-ray system. Such measurements shall be specified in terms of the multiple scan average dose (MSAD), using a head phantom and the facility's technique factors most frequently used for a CT examination of the head and shall be performed:

1) At the time of the inspection required pursuant to 32 Ill. Adm. Code 410 and at intervals specified by a diagnostic imaging specialist and after any change or replacement of components which, in the opinion of the diagnostic imaging specialist, could cause a change in the radiation output;

2) With a dosimetry system that has been calibrated within the preceding 12 months. The calibration of such system shall have no more than a three-step (tertiary) calibration, traceable to the National Institute of Standards and Technology; and

3) Using the computed tomography dose measurement protocol found in Section 360. Appendix D.

AGENCY NOTE: The Department recognizes that other phantoms and protocols are available to provide accurate dose measurements as

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

specified in this Section. The Department will consider use of such phantoms and protocols as satisfying this Section if the intent of the regulation is met.

d) Quality assurance procedures shall be conducted on each CT system and shall meet the following requirements:

1) The quality assurance procedures shall be in writing and shall have been developed by a diagnostic imaging specialist. Such procedures shall include, but need not be limited to, the following:

A) Specifications of the tests that are to be performed, including instructions to be employed in the performance of those tests; and

B) Specifications of the frequency at which tests are to be performed, the acceptable tolerance for each parameter measured and actions to be taken if tolerances are exceeded.

2) Quality assurance procedures shall include acquisition of images using a CT phantom which has the capability of providing an indication of the resolution capability of the system.

AGENCY NOTE: The CT phantom used for quality assurance procedures should have the capability of providing an indication of contrast scale, noise, nominal tomographic section thickness, resolution capability of the system for low and high contrast objects and relative densities (CT numbers) for water or other reference material.

e) The registrant shall maintain at the facility written records of the radiation dose measurements and quality assurance testing performed, as required in subsections (c) and (d) above, for inspection by the Department for a period of at least one inspection cycle (see 32 Ill. Adm. Code 410.60(d)). Such records shall include, but need not be limited to, the following:

1) The date of the test and identification of the person performing the test;

2) Identification of the type of testing that was performed; and

3) Notation of whether the results of the testing were within the parameters established by the diagnostic imaging specialist.

AGENCY NOTE: The Department recommends that the registrant retain the results of quality assurance testing in the form of photographic copies of the images obtained from the image display device or images stored in digital form on a storage medium compatible with the CT x-ray system. Images retained to fulfill the requirements of this subsection should be labeled with the information required in subsections (1) through (3) above.

f) Operating Procedures. Information shall be available at the control panel regarding the operation of the system. Such information shall include written quality assurance procedures, as required in subsection (d)(1) above.

(SOURCE: Added at 17 Ill. Reg. 17972, effective October 15, 1993)

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

Section 360.80 Photofluorographic Systems (Repealed)

In addition to the provisions of Sections 360.10, 360.30 and 360.40, the requirements of this Section apply to x-ray equipment and associated facilities used for photofluorography.

AGENCY NOTE: Photofluorography is frequently called mass miniature radiography. This is the method usually employed in projects such as chest x-rays for tuberculosis control in this technique the image of a fluorescent screen is recorded on film by means of a camera. The film used is of small size. Some units use cut film 4 inches by 4 inches in size. More commonly roll film is used; the film is usually 70 mm wide but may be 90 or 100 mm.

a) Beam Limitation: Photofluorographic systems shall be provided with means to limit the x-ray field at the plane of the image receptor to dimensions no greater than those of the image receptor.

b) Operator Control Station: Criteria specified in Section 360.60(c) shall apply.

c) Exposure Switch Arrangement: Criteria specified in Section 360.60(d) shall apply.

d) Timers:

1) Means shall be provided to terminate the exposure at a preset time interval, preset product of current and time, preset number of pulses, or preset radiation exposure to the image receptor. Also, it shall not be possible to make an exposure when the timer is set to a zero or off position if either position is provided.

2) In addition to certified systems, termination of exposure shall cause automatic resetting of the timer to its initial setting or to zero.

e) Auxiliary Personnel Protection: Other than the patient, individuals whose presence is required in the radiographic room during an x-ray examination shall be protected from scattered radiation by protective aprons of not less than 0.25 millimeters lead equivalent or whole body protective barriers.

f) Photofluorographic Exposure Limit: The exposure to an average patient shall not exceed 200 milliroentgens per photofluorograph (See Appendix A for measurement protocol).

AGENCY NOTE: The patient exposure for this procedure should not exceed 100 milliroentgens per photofluorograph.

g) Medical Supervision: The supervising physician shall outline responsibilities regarding the photofluorographic operating and patient screening procedures. The procedures shall be submitted to this Department in writing prior to utilization of the equipment. Operating and patient screening procedures shall include at a minimum the following:

- 1) Operator qualifications;
- 2) Operator supervision;
- 3) Methods of operating x-ray machines;
- 4) Patient age limit;
- 5) Pregnancy of exam;
- 6) Pregnancy cases etc.

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

(Source: Repealed at 17 Ill. Reg. 17972, effective October 15, 1993)

Section 360.90 Intraoral Dental Radiographic Systems

In addition to the provisions of Sections 360.10, 360.30 and 360.40, the requirements of this Section apply to x-ray equipment and associated facilities used for intraoral dental radiography. Refer to Section 360.50 for requirements for dental fluoroscopic systems.

a) Beam Limitation: X-ray systems designed for use with an intraoral image receptor shall be provided with means to limit the x-ray field at the patient's face to the smallest area which is clinically necessary. The x-ray field striking the patient's face shall not exceed a circle 7.5 centimeters (3 inches) in diameter. Even though the beam shall be contained within a circle 7.5 centimeters in diameter, it may be a rectangular configuration.

1) Beam Limitation: Shall be accomplished by a position-indicating device that is operated and shielded. The device shall provide the same degree of shielding as the tube housing assembly.

2) The position-indicating device shall provide a SSB of not less than 10 centimeters (7 inches) for systems operated above fifty (50) kVp or 10 centimeters (4 inches) for systems operated at fifty (50) kVp or below.

ba) Timers General Requirements:

1) Timers. Means shall be provided to terminate the exposure at a preset time interval, preset product of current and time, preset number of pulses, or preset radiation exposure to the image receptor. Also, it shall not be possible to make an exposure when the timer is set to a zero or off position if either position is provided.

2) In addition to certified systems, termination of exposure shall cause automatic resetting of the timer to its initial setting or to zero. X-Ray Control. An x-ray control shall be incorporated into each x-ray system such that an exposure can be terminated by the operator at any time except for exposures of 0.5 second or less.

e) Exposure Switch Arrangement/Operator Protection. The exposure switch shall be a dead-man switch and shall be arranged so that the operator can be behind a protective barrier or at least 1.83 meters (6 feet) from the patient and the tube housing well away from the useful beam during an exposure.

AGENCY NOTE: The Department recommends that whenever practicable, the x-ray operator stand behind a protective barrier or be provided with a protective apron of not less than 0.25 millimeters lead equivalent. Auxiliary Personnel Protection: Other than the operator and the patient, individuals whose presence is required in the room during an x-ray examination shall be protected from stay radiation by protective aprons of not less than 0.25 millimeters lead equivalent or a protective barrier.

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

b) Additional Requirements for Dental Intraoral Systems

- 1) Source-Skin Distance (SSD). X-ray systems designed for use with an intraoral image receptor shall be provided with means to limit the SSD to not less than:

- A) 18 centimeters if operable above 50 kVp; or
B) 10 centimeters if operable at 50 kVp and below.

- 2) Beam Limitation. Radiographic systems designed for use with an intraoral image receptor shall be provided with means to limit the x-ray beam such that the x-ray field, at the minimum SSD, shall be containable in a circle having a diameter of no more than 7 centimeters.

- e3) Dental Radiographic Exposure Limits (Single Film).---The entrance exposure to an adult patient for a routine intraoral bitewing exam shall not exceed the maximum limits limit specified for the kVp used in Table-6; the table below. Exposures are specified as free-in-air exposures without backscatter.

Tube Potential (kVp)	"D" Speed Film microC/kg (mR)	"E" Speed Film microC/kg (mR)
50	142 - 550	72 - 280
55	134 - 520	65 - 250
60	121 - 470	57 - 220
65	107 - 415	49 - 190
70	93 - 360	43 - 165
75	80 - 310	36 - 140
80	67 - 260	30 - 115
85	61 - 235	27 - 105
90	54 - 210	25 - 95
95	50 - 195	22 - 85
100	46 - 180	18 - 70

Linear extrapolation or interpolation shall be used for an x-ray tube potential (kVp) not listed in the table.

AGENCY NOTE: The exposures specified in the above table were empirically determined by a panel of dentists in a U.S. FDA study.

- 4) The kVp shall be measured at the time the entrance exposure is determined pursuant to subsection (3) above to determine the correct exposure limit to be applied.

c) Beam Limitation Requirements for Dental Extraoral Systems

- 1) Dental rotational panoramic systems shall be provided with means to limit the x-ray beam to the imaging slit in the transverse axis and shall not exceed a total of 13 millimeters (0.5 inch) larger than the imaging slit in the vertical axis.

- 2) All other dental extraoral radiographic systems (e.g., cephalometric) shall be provided with means to both size and align the x-ray field so that it does not extend beyond any edge of the image receptor by more than two percent of the SID.

NOTICE OF ADOPTED AMENDMENT(S)

d) Additional Requirements for Dental Radiography

- 1) Patient and film holding devices shall be used when the techniques permit;

- 2) The tube housing and the position indicating device shall not be hand-held during an exposure;

- 3) The x-ray system shall be operated in such a manner that the useful beam at the patient's skin does not exceed the criteria specified in subsection (b)(2) above.

- 4) Personnel Protection. The operator shall be behind a protective barrier or be provided with a protective apron of not less than 0.25 millimeter lead equivalent during an exposure. Individuals whose presence is required in the room during an x-ray examination shall be protected from leakage and scatter radiation by protective aprons of not less than 0.25 millimeter lead equivalent or a protective barrier.

AGENCY NOTE: Strict adherence to radiation protection practices should minimize personnel radiation exposure and may eliminate the need for personnel radiation monitoring. The requirements for personnel radiation monitoring are specified in 32 Ill. Adm. Code 340.2020.

(Source: Amended at 17 Ill. Reg. 17972, effective October 15, 1993)

Section 360.100 Veterinary Radiographic Systems

In addition to the provisions of Sections 360.10, 360.30 and 360.40, the requirements of this Section apply to x-ray equipment and associated facilities used for radiography with veterinary systems.

- a) Beam Limitation.---The useful beam shall be limited to the area of clinical interest. The size of the image receptor used for each radiographic projection shall be consistent with the objectives of the examination.

- 1) Limitation Criteria.---Means shall be provided to limit the x-ray field in the plane of the image receptor so that the field does not exceed each dimension of the image receptor by more than 2 percent of the SID when the axis of the x-ray beam is perpendicular to the plane of the image receptor.
- 2) Means shall be provided to align the center of the x-ray field with the center of the image receptor to within 2 percent of the SID.

- 3) The requirements of subsection (a)(1) above may be met with:
- A) A--system--that--meets An adjustable collimator with a field defining light, meeting the requirements specified in Section 360.60(a)(1); or
- B) An assortment of removable, fixed-aperture, beam-limiting devices sufficient to meet the requirement for each combination of image receptor size and SID for which the unit is used, with each such device having permanent,

clearly legible markings in ~~inches-and/or~~ centimeters and/or inches, to indicate the image receptor size and SID for which it is designed; or

- C) A beam-limiting device having multiple fixed apertures sufficient to meet the requirement for each combination of image receptor size and SID for which the unit is used. Permanent, clearly legible markings, in ~~inches-and/or~~ centimeters centimeters and/or inches, shall indicate the image receptor size and SID for which each aperture is designed and shall indicate which aperture is in position for use.

4) SID Indication--

- A) Means shall be provided to indicate the SID.
B) SIDs shall be indicated in ~~inches-and/or~~ centimeters and/or inches and the measured SID shall correspond to the indicated value to within 2 two percent.

- b) Exposure Switch Arrangement-- ~~1) The exposure control switch shall be arranged so the operator can be at least 1.83 meters (6 feet) from the patient animal, the x-ray tube and well-away from the useful beam.~~

~~2) All individuals operating veterinary x-ray systems shall wear protective aprons of not less than 0.25 millimeters lead equivalent or shall be protected from scatter radiation by a protective barrier.~~

c) Timers Radiation Exposure Control Devices--

- 1) Means shall be provided to terminate the exposure at a preset time interval, preset product of current and time, preset number of pulses, or preset radiation exposure to the image receptor. Also, it shall not be possible to make an exposure when the timer is set to a zero or off position if either position is provided.

- 2) In addition, for certified systems, termination of exposure shall cause automatic resetting of the timer to its initial setting or to zero. The exposure switch shall be a dead-man switch.

- d) Radiation from Capacitor--Energy--Storage X-ray Equipment in Standby Status-- Radiation emitted from the x-ray tube when the exposure switch or timer is not activated shall not exceed a rate of 2 milliroentgens per hour at 5 centimeters from any accessible surface of the diagnostic source assembly with the beam-limiting device fully open.

- e) Ancillary--Personnel--Protection-- Individuals whose presence is required during an x-ray examination shall be protected from scatter radiation by protective aprons or gowns of not less than 0.25 millimeters lead equivalent or whole-body protective barriers.

- f) Veterinary Fluoroscope Systems-- All provisions of fluoroscopic, computed tomography and therapy systems shall meet the requirements specified in Section Sections 360.50, 360.75, 360.110 and 360.120, except that the requirements pertaining to aural communication specified in Sections 360.75(b)(2), 360.110(a)(8) and (e)(5) and 360.120(a)(6) and (g)(1)(H), need not be satisfied unless a human is used to hold the animal apply except subsections (b) and (f).

e) Additional Requirements for Veterinary X-Ray Systems

- 1) All individuals whose presence is required during an x-ray examination shall be protected from scatter radiation by protective aprons or gowns of not less than 0.25 millimeter lead equivalent or whole body protective barriers.

- 2) All exams and retakes shall be ordered by the veterinarian.

- 3) Unless required to restrain an animal, the operator shall stand at least 1.83 meters (6 feet) away from the useful beam and the animal during radiographic exposures.

- 4) No individual, other than the operator, shall be in the x-ray room or area while exposures are being made unless such individual's assistance is required.

- 5) When an animal must be held in position during radiography, mechanical supporting or restraining devices shall be used when technique permits.

- 6) When a person is required to hold an animal during a radiographic procedure, the individual shall be protected with appropriate shielding devices, such as protective gloves and apron, and the person shall be so positioned that no part of his/her body except hands and arms will be struck by the useful beam.

AGENCY NOTE: Veterinarians should review 32 Ill. Adm. Code 340 and determine if individuals who hold animals will receive a radiation dose that would be sufficient to trigger the personnel monitoring requirements of that Part.

(Source: Amended at 17 Ill. Reg. 11972, effective October 15, 1993)

Section 360.110 Therapeutic--X-Ray--Installations Therapy Systems Operating Below 1 MeV

In addition to the provisions of Sections 360.10 through 360.30, the requirements of this Section apply to x-ray therapy systems and associated facilities operating at energies less than 1 MeV.

a) Equipment Facility Design

- 1) Tube Housing-- A therapeutic radiological physicist shall be consulted in the design of an x-ray therapy installation.

- A) The protective tube housing shall be of therapeutic-type except in the case of contact x-ray therapy-- (See--Section 360.120(a))

- B) A therapeutic-type protective tube target housing is defined as follows:

- i) For x-ray therapy equipment not capable of operating at 500 kVp or above the following definition applies: An x-ray tube housing so constructed that the leakage radiation at a distance of one meter from the source does not exceed one Roentgen in an hour when the tube is operated at its maximum rated continuous current for the maximum rated tube potential.

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

- iii) For x-ray therapy equipment capable of operating at 500 kVp or above, the following definition applies: An x-ray tube housing so constructed that the leakage radiation at a distance of one meter from the source does not exceed either one Roentgen in an hour or 0.1 percent of the useful beam dose rate at one meter from the source, whichever is the greater when the machine is operated at its maximum rated continuous current for the maximum rated accelerating potential.
- ii) In either case, small areas of reduced protection are acceptable provided the average reading over any 100 square centimeters area at one meter distance from the source does not exceed the values given above.
- 2) Collimation-----The useful beam shall be collimated by means of coney diaphragms or lead coverings to reduce the useful beam striking a patient to the smallest area which is clinically necessary. Shielding requirements
- A) Each x-ray therapy installation shall be provided with such primary and secondary barriers as are necessary to assure compliance with 32 Ill. Adm. Code 340.1010, 340.1040 and 340.1050.
- B) For all x-ray therapy systems capable of operating above 150 kVp installed after October 15, 1993, facility design information shall be submitted to the Department for review prior to installation of the x-ray therapy system. Information submitted to the Department shall include, but need not be limited to, the following:
- Name and address of the planned installation.
 - Name, address and telephone number of the therapeutic radiological physicist who was consulted in the design of the installation.
 - A scale drawing that includes the location of the therapy system, control panel and doors to the room.
 - The structural composition and thickness of all walls, doors, partitions, floor and ceiling of the installation.
 - The occupancy of areas adjacent to the installation.
 - Calculations that demonstrate the adequacy of the amount of shielding specified for each primary and secondary protective barrier.
 - Projected weekly dose rates in areas adjacent to the installation.
- 3) Filtration-----The filter system shall conform to recommended practices as defined in the current National Council on Radiation Protection Report No. 33, entitled "Medical X-Ray and Gamma-Ray Protection for Energies up to 10 MeV, Equipment Design and Use". Filtration indicator-----A filter indication system shall be used on all therapy machines using changeable filters-----it shall be designed so as to permit easy recognition of any added filter in

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

- place-----it shall indicate from the control panel the presence or absence of any filter.
- Tube/Aperture Alignment-----The x-ray tube shall be so mounted that it cannot turn or slide with respect to the housing aperture.
 - Tube Head Stability-----Methods shall be provided to immobilize the tube housing during stationary portal treatment.
 - Preset Exposure Termination Device-----A device (e.g., an automatic timer, exposure meter or dose meter) shall be provided to terminate the exposure after a preset time interval or preset exposure or dose limit.-----Methods shall be provided for the operator to terminate the exposure at any time.
 - Shutter Position Indicator-----Equipment utilizing shutters to control the useful beam shall have a shutter position indicator on the control panel.
 - Positive Indicator-----The control panel shall include a device (usually a milliammeter) which will give positive indication of the production of x-rays whenever the x-ray tube is energized.
- iii) Interlock-----X-ray therapy systems operating at greater than 150 kVp or greater-----A reliable shall have an interlock shall be installed on each door of the therapeutic therapy room. This The interlock shall be wired into the electrical circuit in such a manner that when the door is opened, for any reason, the generation of x-ray x-rays exposure will automatically be terminated so that and irradiation can be resumed only by manually resetting the controls on the control panel after the door is closed.
- ii) Door Fastening-----Mechanism Doors-----if required-----the door fastening mechanism The doors to the therapy room shall be designed and installed so that the door can be opened to allow opening from the inside in case of emergency at all times and shall be capable of being opened manually.
- ii) Warning Lights-----Treatment X-ray therapy systems operating above 150 kVp, and all therapy rooms to which access is possible through more than one entrance shall be provided with flashing warning lights in a readily observable position near the outside of all access doors. The warning lights which shall indicate when the useful beam is "on".
- 6) Operator and control position
- X-ray Therapy Systems Operating at 150 kVp and Below. The control panel and operator shall be located either outside the therapy room or behind a protective barrier within the room.
 - X-ray Therapy Systems Operating Above 150 kVp. The control panel and operator shall be located outside the therapy room.
 - Viewing System. Windows, mirrors, closed-circuit television or an equivalent system shall be provided to permit continuous visual observation of the patient during irradiation and shall be located so that the operator can observe the patient from the

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

control panel.

AGENCY NOTE: When the primary viewing system is electronic, a back-up system should be available for use in the event of failure of the primary system in order to ensure compliance with the requirements of subsection (e)(5) below.

8) Communication. The facility design shall permit two-way aural communications between the patient and the operator at the control panel.

9) Caution signs required by 32 Ill. Adm. Code 340.2030 shall be posted in the facility.

b) ~~Operating Procedures: Equipment Requirements~~

1) ~~All new facilities--and existing facilities--not previously surveyed, shall have a protection survey made by--or under--the direction of--a qualified expert--This shall also be done after any change in the facility--which might produce a radiation hazard--the expert shall report his findings in writing to the person in charge of the facility and a copy of this report shall be transmitted to the Department. Leakage Radiation. When the tube is operated at its maximum rated continuous current for the maximum rated tube potential, the leakage radiation shall not exceed the value specified in the table below at the distance specified in the table for the classification of that x-ray system. Radiation measurements shall be averaged over an area up to, but not exceeding, 100 square centimeters.~~

X-Ray System

Leakage Limit	Measurement Location
---------------	----------------------

Contact Therapy	25.8 microC/kg (0.1 R) per hour	5 centimeters from the tube housing
-----------------	------------------------------------	--

0 - 499 kVp	258 microC/kg (1 R) per hour	1 meter from the source
-------------	---------------------------------	----------------------------

500 kVp - 999 kVp	0.1 percent of useful beam or 258 microC/kg (1 R) per hour, whichever is greater	1 meter from the source
-------------------	--	----------------------------

2) Beam-Limiting Devices

A) Permanent fixed diaphragms or cones used for limiting the useful beam shall provide the same or a higher degree of

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

protection as required for the tube housing assembly.

B) Removable beam-limiting devices shall, for the portion of the useful beam to be blocked by these devices, transmit not more than one percent of the useful beam at the maximum kilovoltage and maximum treatment filter. This requirement does not apply to auxiliary blocks or materials placed in the useful beam to share the useful beam to the individual patient.

C) Adjustable beam-limiting devices installed after October 15, 1993 shall meet the requirements of subsection (2)(B) above.

D) Adjustable beam-limiting devices installed on or before October 15, 1993 shall, for the portion of the x-ray beam to be blocked by these devices, transmit not more than five percent of the useful beam at the maximum kilovoltage and maximum treatment filter.

3) Filter System. The filter system shall be designed so that:

A) The filters are securely positioned and will not become dislodged when the machine is positioned at any possible orientation;

B) The radiation dose at one meter from the filter insertion slot opening does not exceed 258 mC/kg (1R) per hour when the machine is operated at its maximum current and maximum tube potential;

C) Each filter is labeled with its composition and thickness (For wedge filters, the wedge angle and maximum design field size shall appear on the wedge or wedge tray);

D) If the x-ray therapy system uses changeable filters, there is a filter indication system which permits recognition of any added filter in place and indicates from the control panel the presence of a particular filter or absence of any filter; and

E) For x-ray therapy systems installed after October 1, 1993, an interlock prevents irradiation if the selected filter is not installed.

4) Tube/Aperture Alignment. The x-ray tube shall be mounted so that it cannot turn or slide with respect to the housing aperture.

5) Tube Housing Stability. The tube housing shall remain stable during treatment unless tube housing movement is a designed function of the system.

6) Source-Skin Distance (SSD) Indication

A) Means shall be provided to indicate the SSD.

B) The SSD shall be indicated in centimeters and/or inches and the measured SSD shall correspond to the indicated value to within 0.5 percent.

7) Timer. A timer, which has a display at the control panel, shall be provided and shall meet the following requirements:

A) The timer shall be activated with the production of radiation;

B) For systems equipped with a shutter mechanism to control

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

irradiation, the timer shall be activated when the shutter is opened;

- C) The timer shall terminate irradiation when a preselected time has elapsed;
- D) The timer shall permit presetting and determination of exposure times at least as short as 1 second; and
- E) The timer shall not permit an exposure if the operator has not selected a time for the exposure.

AGENCY NOTE: The control panel should be equipped with a count-up timer to serve as a back-up to the control timer.

- 8) Control Panel Functions. The control panel, in addition to the displays required in other provisions of this Section, shall have:
 - A) An indication of whether x-rays are being produced;
 - B) A means for indicating x-ray tube potential and current; and
 - C) A means for terminating an exposure at any time.

- 9) Shutters. Equipment that is provided with shutters shall meet the following requirements:
 - A) The shutters shall have a lead equivalency not less than that of the tube housing assembly;
 - B) The shutter shall be controlled electrically by the operator at the control panel; and
 - C) An indication of shutter position shall appear at the control panel.

- 10) Multiple Tubes. Control panels capable of energizing more than one x-ray tube shall meet the following requirements:
 - A) It shall be possible to energize only one x-ray tube at any time;
 - B) There shall be an indication at the control panel identifying which x-ray tube is energized; and
 - C) There shall be an indication at the tube housing assembly when that tube is energized.

- 11) Low-Filteration X-Ray Tubes. Each x-ray therapy system equipped with a beryllium window shall be clearly labeled as such upon the tube housing assembly and at the control panel.

- C) Radiation Protection Survey. A radiation protection survey shall be performed by a therapeutic radiological physicist on each x-ray therapy system. The registrant shall maintain at the facility a copy of the most recent radiation protection survey report for review by the Department. Radiation protection surveys shall meet the following additional requirements:
 - 1) X-ray therapy systems installed after October 15, 1993 shall have a radiation protection survey performed by a physicist before the therapy system is first used for irradiation of a patient.
 - 2) For all x-ray therapy systems, a radiation protection survey shall be performed by a physicist after any change in the x-ray therapy system or facility that might produce a radiation hazard. Such survey shall be performed before the therapy system is used to treat patients.

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

- 3) Survey reports shall include, but need not be limited to, the following:
 - A) A diagram of the facility which details building structures and the position of the control panel, x-ray therapy system and associated equipment;
 - B) A description of the x-ray therapy system including the manufacturer, model number and range of kilovolt potential;
 - C) A description of the instrumentation used to determine radiation measurements, including the date and source of the most recent calibration for each instrument used;
 - D) Conditions under which radiation measurements were taken; and
 - E) Survey data including:
 - i) Projected weekly dose equivalent in areas adjacent to the therapy room; and
 - ii) A description of workload, use and occupancy factors employed in determining the projected weekly dose equivalent.

- 4) The registrant shall retain a copy of the radiation protection survey report and a copy of the report shall be provided to the Department within 30 days after completion of the survey.

- 5) Any deficiencies detected during the radiation protection survey that would constitute or result in a violation of 32 Ill. Adm. Code 340 shall be corrected prior to using the machine for treatment of patients.

- 26) The facility shall be operated in compliance with any limitations indicated by the therapeutic radiological physicist as a result of the radiation protection survey required by the Department.

- 3) When a patient must be held in position for radiation therapy, mechanical supporting or restraining devices shall be used whenever feasible:
 - 4) Attendants below 120 kVp--No person other than the attending physician or his assistant shall be in the treatment room during exposure--except if in the opinion of the physician--such attendance in the room is essentially necessary or desirable--if a person is required to hold or support the patient, no portion of such person shall be in the useful beam and such person shall be protected as much as is practicable from scattered radiation: the exposure of any person used for this purpose shall be monitored and a record maintained.

- 5) Attendants--120 kVp or Greater--No person except the attending physician who works with ionizing radiation shall be in the treatment room during exposure:
 - 6) Communication with patient--The control panel shall be arranged in such a manner that the operator can maintain aural and visual communication with the patient--Both the patient and the control panel shall be under observation of the operator during the entire exposure.

- 7d) The output of each therapeutic x-ray machine Calibrations and Quality

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

Assurance Checks. Each x-ray therapy system installed after October 15, 1993 therapeutic x-ray machine shall be calibrated by--or--under the--direction--of--a--qualified--expert a therapeutic radiological physicist before the therapy system is first used for irradiation of a patient. The--calibration--shall--be--repeated--after--any--change--in--or--replacement--of--components--of--the--x-ray--output---Check--calibrations Quality assurance checks shall be made by a therapeutic radiological physicist at least once a year thereafter and--be--maintained--by--the--registrant---Records--of--calibration--shall--be--posted--at--the--controls--and--shall--include--the--date--of--calibration--and--the--written--signature--of--the--qualified--expert.

1) The calibration of the x-ray therapy system shall include, but need not be limited to, determination of the following:

A) The radiation output, expressed as exposure rate in air or dose rate in tissue, as a function of distance, field size, x-ray tube potential and current, filters and treatment applicators used;

B) The half-value layer for each kilovoltage setting and filter combination used;

C) The degree of congruence between the radiation field and the field indicated by each beam-limiting device; and

D) An evaluation of the uniformity of the radiation field.

2) Quality assurance checks shall include, but need not be limited to, determination of the following:

A) The radiation output for a set of operating conditions specified by the therapeutic radiological physicist; and

B) The coincidence of the radiation field and the field indicated by the beam-limiting device, except for systems equipped with fixed diaphragms or cones.

AGENCY NOTE: Quality assurance checks should be performed at a frequency which is appropriate for the particular therapy system, as determined by the therapeutic radiological physicist and based on the history of stability of the radiation output of the machine. A suggested frequency is one that would result in a quality assurance check being performed at least once during a typical patient's course of treatment.

3) Whenever service or maintenance is performed on the therapy system, a therapeutic radiological physicist shall be notified and shall determine whether a calibration or quality assurance check is necessary to verify the characteristics of the beam.

4) The therapeutic radiological physicist shall establish criteria for quality assurance check measurements and shall determine corrective actions to be implemented if the criteria are exceeded.

5) Measurements of the radiation output of the x-ray therapy system shall be performed using a dosimetry system that has been calibrated by a calibration laboratory accredited by the American Association of Physicists in Medicine (AAPM). Calibration of the

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

dosimetry system shall have been performed using a radiation beam of comparable half-value layer to the x-ray system to be calibrated. The dosimetry system shall meet one of the two conditions below:

A) The calibration of the dosimetry system shall have been performed within the previous 2 years and after any servicing that may have affected the calibration of the dosimetry system; or

B) The dosimetry system shall have been calibrated within the previous 4 years and shall have been subjected to a protocol which provides for checks of dosimetry constancy and provides for corrective action when results deviate by more than two percent from the expected values.

6) The registrant shall maintain at the facility records of machine calibrations, quality assurance checks and instrument calibrations for inspection by the Department for a period of 5 years. Records to be maintained by the registrant shall include, but need not be limited to, the following:

A) Records of machine calibrations and quality assurance checks shall include identification of the x-ray therapy system, radiation measurements, the date the measurements were performed and the signature of the therapeutic radiological physicist who performed the measurements.

B) Instrument calibration records shall include the date of the last calibration and identity of the calibration laboratory. If a dosimetry system has been subjected to a protocol as described in subsection (d)(5)(B) above, records shall be maintained that show the date and results of each constancy check performed on the system.

c) Structural Shielding-

1) Primary protective barriers shall be provided for any area that the useful beam may strike when using the largest possible diaphragm opening. Such barriers should extend at least one foot beyond the useful beam for any possible orientation.

2) Secondary protective barriers shall be provided for all occupied areas exposed to leakage and scattered radiation.

----- Shall also conform with criteria outlined in NCRP Report No. 49 entitled "Structural Shielding Design and Evaluation for Medical Use of X-Ray and Gamma Rays of Energies Up to 10 MeV."

e) Operating Procedures

1) No x-ray therapy system shall be left unattended unless the system is secured against unauthorized use.

2) When a patient must be held in position for radiation therapy, mechanical supporting or restraining devices shall be used.

3) Other than the patient, no individual shall be in the therapy room unless such individual is protected by a barrier sufficient to meet the requirements of 32 Ill. Adm. Code 340.

4) Other than the patient, no individual shall be in the therapy room during exposures from x-ray therapy systems operating above

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

- 150 kVp.
- 5) The x-ray therapy system shall not be used for treatment of patients unless the operator can maintain visual observation of the patient and audible communication with the patient.
 - 6) On contact therapy systems, a shield of at least 0.5 millimeter lead equivalency at 100 kVp shall be positioned over the entire useful beam exit port during periods when the tube is energized and the beam is not being applied to a patient.
 - 7) The tube housing assembly shall not be held by hand during operating unless the x-ray therapy system is designed to require such holding and the peak tube potential of the system does not exceed 50 kilovolts. In such cases, the person holding the tube shall wear protective gloves and apron of not less than 0.5 millimeter lead equivalency at 100 kVp.

(Source: Amended at 17 Ill. Reg. 17972, effective October 15, 1993)

Section 360.120 Special--Requirements--for--X-Ray--Therapy--Equipment--Operated--at--Potential--of--Fifty--(50)--kVp--and--Below Therapy--Systems--Operating--at--1--MeV--or--Greater

- a) Equipment:
 - 1) All--provisions--of--Section--360.110(a)--apply--except--Paragraphs--(1)(b)--(1)(c)--and--(1)(2)--and--except--in--the--case--of--contact--x-ray--tubes--where--the--leakage--radiation--at--the--surface--of--the--housing--shall--not--exceed--0.1-R/hr.
 - 2) Preset--timer--Automatic--timers--shall--be--provided--which--will--permit--accurate--presetting--and--termination--of--exposures--as--short--as--one--second.
- b) Operating--Procedures:
 - 1) In--the--therapeutic--application--of--apparatus--constructed--with--beryllium--or--other--low--filtration--windows--the--registrant--shall--insure--that--the--unfiltered--radiation--reaches--only--the--part--intended--and--that--the--useful--beam--is--blocked--at--all--times--except--when--actually--being--used.
 - 2) Machines--having--an--output--of--more--than--1700-Roentgens--per--minute--at--any--accessible--place--shall--not--be--left--unattended--without--the--power--being--shut--off--at--the--main--disconnect--switch--in--addition--to--the--control--panel--switch.
 - 3) If--the--tube--must--be--hand--held--during--irradiation--the--operator--shall--wear--protective--gloves--and--protective--apron--no--less--than--0.5-millimeter--lead--equivalent.
- c) Structural--Shielding:

In--general--additional--structural--barriers--will--not--be--required--However--calculations--of--dose--rates--at--critical--positions--beyond--walls--partitions--etc--shall--be--made--to--determine--if--additional--structural--barriers--will--be--required.

In addition to the provisions of Sections 360.10 through 360.30, the

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

requirements of this Section apply to particle accelerator systems operating at energies of 1 MeV or greater. Accelerator systems capable of producing radioactive materials in excess of the exempt quantities specified in 32 Ill. Adm. Code 330. Appendix B shall also be licensed pursuant to the provision of 32 Ill. Adm. Code 330.

- a) Facility Design
 - 1) The registrant shall consult a therapeutic radiological physicist in the design of a particle accelerator installation.
 - 2) Shielding Requirements
 - A) Each accelerator installation shall be provided with such primary and secondary barriers as are necessary to assure compliance with 32 Ill. Adm. Code 340.1010, 340.1040 and 340.1050.
 - B) Facility design information for all accelerators installed after October 15, 1993 shall be submitted to the Department for review prior to installation. Information submitted to the Department shall include, but need not be limited to, the following:
 - i) Name and address of the planned installation;
 - ii) Name, address and telephone number of the therapeutic radiological physicist who was consulted in the design of the installation;
 - iii) A scale drawing that includes the location of the accelerator, control panel and doors to the room;
 - iv) The structural composition and thickness of all walls, doors, partitions, floor and ceiling of the installation;
 - v) The occupancy of areas adjacent to the installation;
 - vi) Calculations that demonstrate the adequacy of the amount of shielding specified for each primary and secondary protective barrier; and
 - vii) Projected weekly dose rates in areas adjacent to the installation.
 - 3) Interlock. An interlock shall be installed on each door of the therapy room. The interlock shall be wired into the electrical circuit in such a manner that when the door is opened for any reason, the generation of radiation beams will automatically be terminated and irradiation can be resumed only by manually resetting the controls on the control panel after the door is closed.
 - 4) Warning lights that indicate when the beam is on shall be provided in a readily observable position near the outside of all access doors to the therapy room.
 - 5) Viewing System. Windows, mirrors, closed-circuit television or an equivalent system shall be provided to permit continuous visual observation of the patient during irradiation and shall be located so that the operator can observe the patient from the control panel.

AGENCY NOTE: When the primary viewing system is electronic, a

NOTICE OF ADOPTED AMENDMENT(S)

back-up system should be available for use in the event of failure of the primary system in order to ensure compliance with the requirements of subsection (q)(1)(H) below.

- 6) The facility design shall permit two-way aural communications between the patient and the operator at the control panel.
- 7) Caution signs required by 32 Ill. Adm. Code 340.2030 shall be posted in the facility.
- 8) The control panel shall be outside the therapy room.
- 9) The facility design shall include emergency off buttons, at locations that allow shutting off the machine from inside the therapy room and at the control panel.
- 10) The doors to the therapy room shall be designed to allow opening from the inside at all times and shall be capable of being opened manually.

b) Equipment Requirements

- 1) Leakage radiation to the patient area shall be measured for each accelerator. Measurements shall be repeated following maintenance or service performed on the accelerator, as determined by a therapeutic radiological physicist.

A) For operating conditions producing maximum leakage radiation, the absorbed dose due to leakage radiation, excluding neutrons, at any point in a circular plane of 2 meters radius centered on and perpendicular to the central axis of the beam at the isocenter or normal treatment distance and outside the maximum useful beam size shall not exceed 0.1 percent of the maximum absorbed dose of the unattenuated useful beam measured at the point of intersection of the central axis of the beam and the plane surface. Radiation measurements shall be averaged over an area up to but not exceeding 100 square centimeters.

- B) Records of the most recent radiation leakage measurements and the machine parameters used during the survey shall be maintained at the facility for inspection by the Department.

- 2) Beam-Limiting Devices. Adjustable or interchangeable beam-limiting devices shall transmit no more than two percent of the useful beam at the normal treatment distance for the portion of the useful beam that is to be attenuated by the beam-limiting device. The neutron component of the useful beam shall not be subject to this requirement. This requirement does not apply to auxiliary blocks or materials placed in the useful beam to shape the useful beam to the individual patient.

3) Source-Skin Distance (SSD) Indication

- A) Means shall be provided to indicate the SSD.
- B) The SSD shall be indicated in centimeters and/or inches and the measured SSD shall correspond to the indicated value to within 0.5 percent.

4) Filters

- A) Each filter that is removable from the system shall be clearly marked with an identification number. Documentation

NOTICE OF ADOPTED AMENDMENT(S)

available at the control panel shall contain a description of the filter. For wedge filters, the wedge angle and maximum design field size shall appear on the wedge or wedge tray.

- B) If the machine calibration measurements required by subsection (d) below relate exclusively to operation with an x-ray field flattening filter or electron beam scattering filter in place, such filters shall be removable from the machine only by the use of tools.

C) Equipment utilizing a system of wedge filters, interchangeable field flattening filters or interchangeable beam scattering filters shall meet the following requirements:

- i) The equipment shall have an interlock that prevents irradiation if any filter selection operation carried out in the therapy room is not consistent with the selection of filter, beam type or beam energy at the control panel; and
- ii) The equipment shall have an interlock system that prevents irradiation if any selected filter is not in the correct position.

- 5) Beam Monitoring System. All accelerator systems shall be provided with a beam monitoring system in the radiation head capable of monitoring and terminating irradiation.

A) Each beam monitoring system shall have a display at the treatment control panel which shall register accumulated monitor units.

- B) The beam monitoring system shall terminate irradiation when the preselected number of monitor units has been detected by the system.

C) Accelerator systems installed after October 15, 1993 shall be equipped with a primary and a secondary beam monitoring system. Each beam monitoring system shall be independently capable of monitoring and terminating irradiation.

- D) For units with a secondary beam monitoring system, the primary beam monitoring system shall terminate irradiation when the preselected number of monitor units has been detected. The secondary beam monitoring system shall terminate irradiation if the primary system fails.

E) An interlock device shall prevent irradiation if any beam monitoring system is inoperable.

- F) In the event of power failure, the display information required in subsection (b)(5)(A) above, shall be retrievable in at least one system for 20 minutes.

- 6) Beam Symmetry. For equipment equipped with beam bending magnets, the symmetry of the radiation beam in two orthogonal directions shall be monitored before the beam passes through the beam-limiting device. The equipment shall provide means of terminating irradiation automatically if the difference in dose

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

rate between one region and another region exceeds criteria specified by the manufacturer.

7) Control Panel

- A) Selection and Display of Monitor Units
 - i) Irradiation shall not be possible until a selection of a number of monitor units has been made at the control panel.
 - ii) The selected number of monitor units shall be displayed at the control panel until reset.
 - iii) After completion of irradiation, it shall be necessary to reset the accumulated beam monitor units before treatment can be restarted.
- B) Termination of Irradiation. It shall be possible to terminate irradiation and equipment movements at any time from the operator's position at the control panel.

C) Selection of Radiation Type. Equipment capable of both photon and electron therapy shall meet the following requirements:

- i) Irradiation shall not be possible until the radiation type has been selected and displayed at the control panel.
- ii) An interlock shall be provided to ensure that the machine will emit only the radiation type that has been selected.
- iii) An interlock shall be provided to prevent irradiation with x-rays, except to obtain port films, when electron applicators are installed.
- iv) An interlock shall be provided to prevent irradiation with electrons if accessories specific for x-ray therapy are installed.

D) Section of Radiation Energy. Equipment capable of producing radiation beams of different energies shall meet the following requirements:

- i) Irradiation shall not be possible until a selection of energy has been made at the control panel.
- ii) An interlock shall be provided to ensure that the machine will emit only the nominal energy of radiation that has been selected.
- iii) The nominal value of the energy selected shall be displayed at the treatment control panel.

E) Selection of Stationary or Moving Beam Therapy. Equipment capable of both stationary and moving beam therapy shall meet the following requirements:

- i) Irradiation shall not be possible unless either stationary therapy or moving beam therapy has been selected at the control panel. The selection of stationary therapy may be performed as a default selection if moving beam therapy is not selected.
- ii) An interlock shall be provided to ensure that the

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

machine will operate only in the mode which has been selected.

- iii) An interlock shall be provided to terminate irradiation if the gantry fails to move properly during moving beam therapy.
- iv) Means shall be provided to prevent movement of the gantry during stationary therapy.
- v) The mode of operation shall be displayed at the control panel.

F) Timers. A timer shall be provided with a display at the treatment control panel, as a back-up device to the beam monitoring system.

- i) The timer shall permit presetting and determination of exposure times.
- ii) The timer shall be a cumulative timer which activates with the production of radiation and retains its reading after irradiation is interrupted or terminated.
- iii) The timer shall terminate irradiation when a preselected time has elapsed if the beam monitoring system has not previously terminated irradiation. If set at zero, the timer shall not permit irradiation.
- G) Security. The control panel shall be capable of being locked to prevent unauthorized use.

c) Radiation Protection Survey. A radiation protection survey shall be performed by a therapeutic radiological physicist on each accelerator. The registrant shall maintain at the facility a copy of the most recent radiation protection survey report for review by the Department. Radiation protection surveys shall meet the following additional requirements:

- 1) For each accelerator installed after October 15, 1993 a radiation protection survey shall be performed by a physicist before the system is first used for irradiation of a patient. The physicist who performs the radiation protection survey shall be a person who did not consult in the design of the accelerator installation (see subsection (a) above) and is not employed by or within any corporation or partnership with the person who consulted in the design of the installation.
- 2) A radiation protection survey shall be performed by a physicist after any change in the accelerator or facility that might produce a radiation hazard. Such survey shall be performed before the system is used to treat patients.
- 3) The survey report shall include, but need not be limited to, the following:
 - A) A diagram of the facility which details building structures and the position of the control panel, accelerator and associated equipment;
 - B) A description of the accelerator system including the manufacturer, model number, beam type and beam energy range;

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

- C) A description of the instrumentation used to determine radiation measurements, including the date and source of the most recent calibration for each instrument used;
- D) Conditions under which radiation measurements were taken;
- E) Survey data including:
- i) projected weekly dose equivalent in areas adjacent to the therapy room; and
 - ii) A description of workload, use and occupancy factors employed in determining the projected weekly dose equivalent.
- 4) The registrant shall retain a copy of the radiation protection survey report and a copy of the report shall be provided to the Department within 30 days after completion of the survey.
- 5) Any deficiencies detected during the radiation protection survey that would constitute or result in a violation of 32 Ill. Adm. Code 340 shall be corrected prior to using the machine for treatment of patients.
- 6) The facility shall be operated in compliance with any limitations indicated by the therapeutic radiological physicist as a result of the radiation protection survey.
- d) Machine Calibration. Calibration measurements shall be performed on each accelerator system by a therapeutic radiological physicist before the therapy system is first used for irradiation of a patient. Subsequent calibrations shall be performed at intervals not exceeding 1 year.
- 1) Calibration measurements shall include, but need not be limited to, the following determinations:
 - A) Verification that the equipment is operating in compliance with the design specifications concerning the light localizer, variation in the axes of rotation for the table, gantry and jaw system, and the beam flatness and symmetry at the specified depth;
 - B) The absorbed dose rate at various depths in water for the range of field sizes used, for each beam type and energy;
 - C) The uniformity of the radiation field and any dependency upon the direction of the beam;
 - D) Verification that existing depth-dose data and isodose charts applicable to the specific machine continue to be valid or are updated to existing machine conditions; and
 - E) Verification of transmission factors for all accessories such as wedges, shadow trays and compensators, as applicable.
 - 2) Calibration radiation measurements shall be performed using a dosimetry system that has been calibrated by a calibration laboratory accredited by the American Association of Physicists in Medicine (AAPM), and meets the requirements of either subsection (A) or (B) below:
 - A) The calibration shall have been performed within the

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

- previous 2 years and after any servicing that may have affected calibration of the dosimetry system; or
- B) The dosimetry system shall have been calibrated within the previous 4 years and shall have been:
- i) Compared at annual intervals following the calibration to a dosimetry system with calibration obtained within the previous 2 years from a calibration laboratory accredited by the AAPM, and the results of the comparison indicate the calibration factor has not changed by more than two percent; or
 - ii) Subjected to a testing protocol that has been established by a therapeutic radiological physicist and that provides for checks of dosimetry constancy and provides for corrective action when results deviate more than two percent from the expected values.
- AGENCY NOTE: Redundancy is a basic tenet of radiation dosimetry, therefore the therapeutic radiological physicist should establish a program of inter-comparison and constancy testing of calibrated dosimetry instruments to assure, as much as possible, the accuracy, reliability and reproducibility of the measurements performed with those instruments.
- 3) Calibration of the radiation output of the accelerator shall be performed in accordance with:
- A) The protocol of Task Group 21, Radiation Therapy Committee, American Association of Physicists in Medicine (AAPM), entitled "A Protocol for the Determination of Absorbed Dose from High-Energy Photon and Electron Beams" published in Medical Physics, Volume 10, pages 741-771 (1983), exclusive of subsequent amendments or editions; or
 - B) The protocol of the Scientific Committee on Radiation Dosimetry of the AAPM, entitled "Protocol for the Dosimetry of X and Gamma Ray Beams with Maximum Energies Between 0.6 and 50 MeV", published in Physics, Medicine, and Biology, Volume 16, pages 379-396 (1971), exclusive of subsequent amendments or editions; or
 - C) Other machine calibration protocols provided that the registrant has submitted the protocols to the Department and the protocols cover the same topics as those contained in subsections (A)(3)(A) and (B), above.
- AGENCY NOTE: Copies of the two protocols referenced above are available for public inspection at the Department of Nuclear Safety, 1035 Outer Park Drive, Springfield, Illinois. The protocols may also be obtained directly from the AAPM, 335 East 45th Street, New York, NY 10017.
- 4) The radiation output of each therapy system shall be independently verified at intervals not to exceed 2 years. Independent verification shall consist of:

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

- A) Verification of the machine output by a therapeutic radiological physicist who is not employed at the facility and does not perform the annual calibration; or
- B) Alternate methods of verification of machine output, such as the use of mailed dosimetry devices, that use devices and procedures approved by the AAPM.
- 5) Machine calibration records shall include identification of the accelerator calibrated, the results of the tests specified in subsection (d)(1) above and shall be signed and dated by the therapeutic radiological physicist who performed the calibration.
- 6) The registrant shall maintain at the facility, for a period of 5 years, records of machine calibrations, instrument calibrations and independent verifications of machine output for inspection by the Department.
- e) Quality Assurance Checks. A quality assurance (QA) check shall be performed by a therapeutic radiological physicist on each therapy system each calendar month. The interval between QA checks shall not exceed 45 days. QA checks shall also be performed after any change which could affect the radiation output, spatial distribution or other characteristics of the therapy beam, as determined by the physicist. Quality assurance checks shall also meet the following requirements:
 - 1) Quality assurance checks shall include determination of:
 - A) The radiation output for a set of operating conditions specified by a therapeutic radiological physicist; and
 - B) The coincidence of the radiation field and the field indicated by the localizing device.
 - 2) Radiation measurements shall be obtained using a dosimetry system that:
 - A) Meets the requirements of subsection (d)(2) above; or
 - B) Has been directly compared by a therapeutic radiological physicist within the previous year with a dosimetry system which meets the requirements of subsection (d)(2) above.
 - 3) The therapeutic radiological physicist shall establish criteria for quality assurance check measurements and shall determine corrective actions to be implemented if the criteria are exceeded.
 - 4) The registrant shall retain a record of quality assurance check measurements for inspection by the Department for a period of 5 years. The record shall include the date of the quality assurance check, identification of the accelerator, results of the quality assurance check measurements and the signature of the individual who performed the quality assurance check.
- f) Quality Control. A comprehensive quality control program shall be implemented as specified by a therapeutic radiological physicist and shall meet the following requirements:
 - 1) The program shall be designed to test the operation and performance of the accelerator in order to maintain radiation safety and clinical reliability. The program shall include as a minimum the items listed in Section 360. Appendix E.

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

- 2) The physicist shall specify the tolerance and frequency of performance for each item of the quality control program.
 - 3) The physicist shall specify what actions are to be taken for any item exceeding the specified tolerance.
 - 4) The physicist shall review, sign and date the results of the quality control program each calendar month.
- AGENCY NOTE: The elements of a comprehensive quality control program are described in Report No. 13 published by the AAPM, entitled "Physical Aspects of Quality Assurance in Radiation Therapy" (1984). A copy of this report is available for public inspection at the Department of Nuclear Safety, 1035 Outer Park Drive, Springfield, Illinois. Report No. 13 may also be obtained directly from the AAPM, 335 East 45th Street, New York, NY 10017.
- g) Operating procedures. The registrant shall have a therapeutic radiological physicist establish written operating and emergency procedures and shall ensure that the procedures are implemented before the accelerator is used for treatment of patients. Operators of accelerators shall receive training in the application of the procedures before using the accelerator to irradiate patients. A copy of the current operating and emergency procedures shall be maintained at the treatment control panel for use and review.
- 1) Operating procedures to be implemented shall include instructions that:
 - A) The accelerator is used in such a manner that patients, workers and the general public are protected from radiation hazards and the provisions of 32 Ill. Adm. Code 340 are met;
 - B) No accelerator shall be left unattended unless it is secured against unauthorized use;
 - C) The safety interlock system shall not be used to turn off the beam except in an emergency;
 - D) The safety interlocks and warning systems required in subsections (a)(3), (a)(4) and (a)(9) above shall be tested for proper operation at monthly intervals;
 - E) Mechanical supporting or restraining devices shall be used when a patient must be held in position for radiation therapy;
 - F) No individual other than the patient shall be in the therapy room during irradiation;
 - G) Start-up procedures for the accelerator, specified by the therapeutic radiological physicist, shall be performed daily prior to treatment of patients; and
 - H) The accelerator shall not be used for treatment of patients unless the operator can maintain visual observation of the patient and audible communication with the patient.
 - 2) Emergency procedures shall include instructions for alternate methods for termination of irradiation and machine movements.
- AGENCY NOTE: The operating and emergency procedures should contain as a minimum the machine manufacturer's operations manual for the accelerator.

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

- 3) Operating and emergency procedures shall include instructions for contacting the therapeutic radiological physicist when operational problems or emergencies occur and the actions that are to be taken until the physicist can be contacted.
- h) Machine Maintenance. The therapeutic radiological physicist shall establish accelerator maintenance procedures that meet the following requirements:
- 1) Whenever service or maintenance is performed on the accelerator, a therapeutic radiological physicist shall be notified of such service or maintenance.
 - 2) Following completion of service or maintenance involving radiation beam generation, beam steering or monitoring of the beam, but before the accelerator is again used for treatment of patients, the therapeutic radiological physicist shall review the service or maintenance report and shall determine whether a calibration or quality assurance check is necessary to verify the characteristics of the beam(s). If the therapeutic radiological physicist determines that a calibration or quality assurance check is necessary, the calibration or quality assurance check shall be performed before the accelerator is again used for treatment of patients.
 - 3) The therapeutic radiological physicist shall establish the frequency of routine maintenance and ensure that records of all service and maintenance performed on the machine are maintained at the facility.
 - 4) The therapeutic radiological physicist shall sign and date records of all service and maintenance performed on the machine.
 - 5) The therapeutic radiological physicist shall specify the qualifications of maintenance personnel and prohibit non-qualified personnel from repairing the machine or adjusting parameters on the machine.
 - 6) Circuit diagrams of the accelerator and interlock systems shall be maintained at the facility and kept current.

(Source: Amended at 17 Ill. Reg. —1992—, effective October 15, 1993)

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

Section 360.APPENDIX A Medical Radiographic Entrance Exposure Limits Measurement Protocol

Measurement Protocol

The medical radiographic examinations specified in Section 360.60(f) are examinations frequently taken at medical radiation installations. The exposures measured using the measurement protocols are not actual entrance exposures to patients but should be considered reference exposures. The following protocol shall be used for measuring and calculating entrance skin exposures (ESE) for routine diagnostic examinations. Radiation measurements shall be performed with a calibrated radiation measuring device that is sufficiently sensitive to determine compliance with the criteria specified in Section 360.60(e). The instrument shall have been calibrated within the previous 12 months with devices which have no more than a three-step (tertiary) calibration, traceable to the National Institute of Standards and Technology. Patients are not involved in the measurement protocol.

- a) Position the x-ray tube at the source-image receptor distance (SID) routinely used and adjust the collimation to the size routinely used for the examination.
- b) Measure the distance from the x-ray source to the source against which the patient rests. Subtract the thickness of the patient to obtain the source-skin distance (SSD). The standard patient thickness for each projection to be measured shall be the following:

Projection	Thickness (cm)
Chest (PA), Grid	23
Chest (PA), Non-Grid	23
Abdomen (KUB)	23
Lumbo-Sacral Spine (AP)	23
Cervical Spine (AP)	13
Skull (lateral)	15
Foot (D/P)	8

a) Integrating exposure Place a radiation measuring device is placed on the radiographic table top directly in the center of the useful beam, measure and record the distance from the source to the device (SSD). Use of a test stand to position the device away from the table will reduce backscatter contribution. Placing the radiation measuring device at the actual source-skin distance (SSD) will accomplish this and allow direct reading of the ESE.

AGNEW-N98: Applicable radiation measuring devices include—but are not limited to—condenser—R-meter—low-energy dosimeter—(EBD)—integrating mode of a cutie pie—thermoluminescent dosimetry—(TLD)—AGNEW-N98: In the event a patient support table is not utilized—e.g.—mobile/portable radiography—the measuring device should be placed directly in the center of the useful beam on any convenient support surface.—The radiographic tube to measuring device distance

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

where: SSD = source-radiation measuring device distance

SSD = source-skin distance

g) Compare the results of the calculation from subsection (f) above with the criteria specified in Section 360.60(e) to determine compliance.

AGENCY NOTE: There are many different techniques for measuring ESE which may result in significant differences in measured values. Factors that can cause variations include instrument calibration, backscatter, collimation, estimation of focal spot location, choice of phantom, location of dosimeter in the primary beam, etc. Because of these variations, the procedure for determining the ESE should be performed with strict attention to each detail noted above.

(Source: Amended at 17 Ill. Reg. 17972, effective October 15, 1993)

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

shall be identical to the SID used during an actual patient exposure. b) The radiographic tube is positioned identically to that used during an actual patient exposure (usually 40 inches to capability).

c) Set the exposure technique is set up as follows:

- 1) For non-phototimed x-ray systems, set the controls to the exposure technique used by the x-ray operator for an average-sized adult the standard patient is set up on the controls thickness specified in subsection (b) above.

EXAMPB: A 70 kVp 100 mA 1/2" x 1/2" film size is limited to the appropriate film size.

- 2) For phototimed x-ray systems, including photofluorographic systems, set the controls to the exposure technique used by the x-ray operator for an average-sized adult the standard patient is set up on the controls thickness specified in subsection (b) above, and use one of the two methods below:

- A) An Place an appropriate phantom (simulating body attenuation) is placed in the useful beam between the radiation measuring device and the radiographic tabletop or the surface of the photofluorographic screen assembly. The useful beam is limited to the size of the phantom. Or
- B) Set an appropriate exposure technique in the manual mode (without activation of the phototimer).

AGENCY NOTE: Specifications for appropriate phantoms are included in the American Association of Physicists in Medicine (AAPM) Report No. 31, entitled "Standardized Methods for Measuring Diagnostic X-Ray Exposures" (July 1990).

AGENCY NOTE: A copy of this report is available for public inspection at the Department of Nuclear Safety, 1035 Outer Park Drive, Springfield, IL. Copies of this report may also be obtained from the American Institute of Physics, 64 Depot Road, Colchester, VT 05446.

d) A Make a radiographic exposure is made (without patient) and record the reading obtained from the radiation measuring device is recorded as a representative radiation exposure for that specific examination to determine compliance.

- f) Calculate the entrance skin exposure for the specific examination using the radiation exposure reading from subsection (e) above and the equation below (if a direct result was not obtained with the dosimeter at the SSD):

The entrance skin exposure equals the product of the radiation exposure reading from subsection (e) above multiplied by the square of the ratio of the SSD, to the SSD. This expression is mathematically represented by the equation below (if a direct result was not obtained with the dosimeter at the SSD):

$$\text{ESE} = (\text{Dosimeter Reading}) \times \left[\frac{\text{SSD}}{\text{SSD}} \right]^2$$

NOTICE OF ADOPTED AMENDMENT(S)

Section 360.APPENDIX B Mammography Dose Limit Measurement Protocol
MEASUREMENT-PROTOCOL

The technique factors used for performing a mammography examination shall not permit the mean glandular absorbed dose to exceed the limits specified in Section 360.71(eh). Radiation measurements shall be performed with an integrating radiation measuring device that is appropriate to the high beam intensity and mammographic kilovoltage peak (kVp) used, and sufficiently sensitive to determine compliance with the criteria specified in Section 360.71(h). The instrument shall have been calibrated within the previous 12 months with devices which have no more than a three-step (tertiary) calibration, traceable to the National Institute of Standards and Technology.

The mammography exam dose limits are based on an average compressed breast value of 4.5 centimeters having an average density (i.e., 50 percent adipose and 50 percent glandular). White-ether-sizes-and-densities-may-be-present-in-the-actual-population-of-interest--this-average-compressed-breast-of-4-5-centimeters-and-density-of-50-percent-adipose-and-50-percent-glandular-tissue-will-suffice-as-a-dose-model-reference-within-the-accuracies-needed-to-provide-safety-to-the-general-public.

a) Non-Automatic-Exposure-Control-Systems--

Perform the following steps to determine the mean glandular dose to a nominal 4.5-centimeter compressed breast:

- 1) Determine-the-x-ray-tube-target-material;
- 2) Identify-the-curve-which-represents-a-4-5-centimeter-compressed-breast-thickness-from-the--"Mammography--Dose--Evaluation"--graph (see-illustration-B);

- 3a) Measure and record the x-ray system's useful beam half-value layer (HVL). (See Section 360.40(a) 71(e).) Any compression device normally in the useful beam during mammography procedures shall be required to be placed between the x-ray tube target and measuring device when determining the HVL. The useful beam shall be collimated to a size encompassing the detector.

AGENCY NOTE: Filters used for the HVL evaluation should be placed as close to the target as practical possible. The HVL for film/screen-film mammography should not exceed 0.4 the minimum acceptable HVL by more than 0.1 millimeter of aluminum equivalent (see Section 360.71(e)), and 1.6 millimeters of aluminum equivalent for xerography.

- 4b) Estimate-the-normalized Determine the glandular dose to entrance exposure rad-per-roentgen factor from the "Mammography Dose Evaluation Table" graph (see illustration-B Section 360.Table A) using the coordinates-for-a-4-5-centimeter-compressed-breast-thickness--and--the appropriate HVL, kVp and x-ray tube target-filter material.

AGENCY NOTE: The kVp of screen-film mammography systems with molybdenum target-filter combinations should be accurately measured to determine the appropriate glandular dose to entrance exposure factor from Section 360.Table A.

Example--A-radiation-machine-is-provided-with-a-molybdenum

target-and-its-HVb-is-determined-to-be-0.3-
therefore-for-a-4-5-centimeter-compressed-breast,
the-normalized-rad-per-roentgen-factor-would-be
0.15-

- 5c) Set If the equipment has the capability for variable source-image receptor distance, set the appropriate cranio-caudal source-image receptor distance (SID) for the image receptor system used.
- d) Position in the useful beam any compression apparatus normally used.
AGENCY NOTE: Some mammography systems have the capability of providing automatic adjustment of technique factors through feedback from the position of the compression device. On such systems, the compression device should be lowered to a position 4.5 centimeters above the breast support assembly (BSA). The device should then be removed, inverted and replaced to allow placement of the phantom and measuring device on the BSA below the compression device. If the compression device cannot be replaced in an inverted position, the device should be placed in the beam using auxiliary support.
- e) Placement of the Radiation Measuring Device

- 1) For systems equipped with automatic exposure control (AEC):

- A) Place a properly loaded film cassette in the cassette holder.

AGENCY NOTE: The loaded cassette is placed in the cassette holder to simulate, as much as is possible, the conditions under which actual patient exposures are made. Following radiation measurements, the film should be discarded and the cassette reloaded with unexposed film.

- B) Place a mammography phantom (see the definition for "Mammography phantom" in Section 360.20) on the breast support assembly (BSA). Align the phantom so that the edge of the phantom is aligned with the chest wall side of the BSA and the phantom is over the automatic exposure control device(s).

- C) Place a radiation measuring device in the useful beam so the center axis of the device is parallel to the breast support assembly (BSA). The geometric center of the measuring device shall be positioned 4.5 centimeters above the BSA, 2.5 centimeters from the chest wall edge of the BSA and immediately adjacent to either side of the mammography phantom.

- 62) For systems not equipped with AEC, place a radiation measuring device in the useful beam so that the center axis of the device is parallel to the breast support assembly (BSA). The geometric center of the measuring device shall be positioned so that it is centered 4.5 centimeters above the BSA, 2.5 centimeters from the chest wall edge of the BSA and at the center line of the BSA. (see Section 360.illustration A). The-radiation-measuring device--shall-be-an-integrating-type-appropriate-to-the-high-beam intensity-and-mammographic-kilovoltage-peak-(kVp)-used. No part of the device's detector area shall be outside of the useful

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

beam.
 7f) Collimate the x-ray field to the size normally used and assure that the area covered by the useful beam includes the detector area of the radiation measuring device and the mammography phantom if the equipment is equipped with automatic exposure controls.

8g) Set the milliamperage-(mA)-kilovoltage-peak-(kVp)-and-exposure-time appropriate technique factors or automatic exposure controls normally used for a nominal 4.5-centimeter compressed breast.

9) Position-in-the-useful-beam-any-compression-apparatus-normally used:

10h) Measure and record the exposure in air with the radiation measuring device.

1) Measure and record the time of the exposure required in subsection (h) above. The time for the exposure shall be equal to or less than 2.5 seconds (see Section 360.71(i)).

11) Calculate the mean glandular dose for a 4.5-centimeter compressed breast by multiplying the measured exposure in millicroombs per kilogram or in roentgens by the normalized glandular dose to entrance exposure ratio-per-roentgen-figure-established factor, which was determined using the procedure described in subsection (a)(4b) above.

Example: The red-film-gray-per-roentgen-figure-of-0.15-established in-subsection-(a)(4)-will-be-used. A mammography system is provided with a molybdenum target-filter combination, and the HVL and kVp are determined to be 0.3 and 30, respectively. Therefore, for a 4.5-centimeter compressed breast, the glandular dose to entrance exposure factor from the Mammography Dose Evaluation Table (Section 360.71(a)) would be 149 mrad. The measured roentgen output determined in subsection (a)(10) (h) is determined to be 1.8 R. Therefore, the mean glandular dose would be 288-millirads-(2.88 milligray) 1.8 R multiplied by 149 mrad/R. This results in a mean glandular dose measurement of 268 mrad. If the image receptor type used was film/screen-film with grid, the system would be in compliance with Section 360.71(e)(2).

12) Systems-Equipped-with-ABG-That-Have-A-Mean-to-Determine-Exposure Elapsed-Time-Perform-one-of-the-following-two-procedures-to-determine-the-mean-glandular-dose-to-a-4.5-centimeter-compressed breast-for-systems-equipped-with-either-a-milliamper-second-(mA-s)-meter or-an-exposure-time-indicator:

1) Mammography-dosimetry-test-phantom-procedure
 A) Follow-the-procedures-outlined-in-subsections-(a)(1)-(2)-(3)-(4)-(5)-and-(6)-above:

B) Place-a-mammography-dosimetry-test-phantom-(see-the definition-for-mammography-dosimetry-test-phantom-in Section-360.20)-on-the-breast-support-assembly-Enter-the phantom-on-the-assembly-to-assure-the-phantom-is-over-the automatic-exposure-control-device(s).

C) Place-a-radiation-measuring-device-in-the-useful-beam-so-the center-axis-of-the-device-is-parallel-to-the-breast-support assembly-(BSA)-The-geometric-center-of-the-measuring-device

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

shall-be-positioned-so-that-it-is-entered-4.5-centimeters above-the-BSA-2.54-centimeters-(1-inch)-from-the-chest-wall edge-of-the-BSA-and-immediately-adjacent-to-either-side-of the-breast-dosimetry-test-phantom.

B) Collimate-the-x-ray-field-to-the-size-normally-used-and assure-that-the-area-covered-by-the-useful-beam-includes-the breast-dosimetry-test-phantom-and-the-detector-area-of-the radiation-measuring-device.

B) Set-the-milliamperage-(mA)-and-kilovoltage-peak-(kVp) technique-factors-normally-used-for-a-nominal-4.5-centimeter compressed-breast:

P) Position-in-the-useful-beam-any-compression-apparatus normally-used:

G) Make-an-exposure-and-record-the-exposure-indicated-by-the radiation-measuring-device.

H) Calculate-the-mean-glandular-dose-for-a-4.5-centimeter compressed-breast-(see-subsection-(a)(11)-above.)

2) Mammography-test-procedure-without-a-mammography-dosimetry-test phantom:

A) Record-for-30-consecutive-days-the-patient-characteristics in-terms-of-mAs-compressed-breast-size-and-kVp-per radiograph-to-determine-an-average-All-patients radiographed-during-the-30-day-period-shall-be-included-in the-average-For-the-purpose-of-this-procedure-breast-size measurements-shall-be-accurate-to-within-0.3-centimeters. The-4.5-centimeter-compressed-dimension-is-measured-at-a point-midway-between-the-medial-and-lateral-edges-of-the breast-and-1/2-the-distance-between-the-surface-of-the-chest wall-and-the-base-of-the-nipple.

B) Calculate-the-average-mAs-and-kVp-associated-with-nominal 4.5-centimeter-compressed-breast-from-the-data-recorded-the calculation-may-be-either-arithmetic-or-graphic. AGENCY-NB: A-sample-size-of-at-least-30-will-be considered-an-acceptable-sample-size-for-the-purpose-of determining-the-average-mAs-and-kVp-used-for-a-nominal-4.5 centimeter-compressed-breast-if-the-sample-size-is-less than-30-the-graphic-method-of-determining-the-average-mAs and-kVp-shall-be-used.

C) Turn-off-the-automatic-exposure-control-system-and-set-up the-x-ray-system-as-specified-in-subsections-(a)(1)-(2)-(3)-(4)-(5)-and-(6)-above:

B) Collimate-the-x-ray-field-to-the-size-normally-used-and assure-that-the-area-of-the-useful-beam-includes-the detector-area-of-the-radiation-measuring-device.

B) Set-the-mAs-and-kVp-as-would-be-used-if-the-automatic-system was-being-used-for-a-4.5-centimeter-compressed-breast-(i.e., based-on-the-average-technique-factors-calculated-from subsection-(b)(2)(B)-above).

P) Position-in-the-useful-beam-any-compression-apparatus

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

- normally-used;
6) Perform--the--exposure--measurement--and--calculate--the--mean
glandular--dose--as--specified--in--subsections--(a)(10)--and--(11)
above;
c) Systems--Equipped--with--ABG--That--Do--Not--Have--A--Means--To--Determine
Exposure--Blast--Time--Perform--one--of--the--following--two--procedures--to
determine--the--mean--glandular--dose--to--a--nominal--4.5--centimeter
compressed--breast--for--systems--not--equipped--with--either--an--MAS--or
elapsed--exposure--time--indicator:
1) Procedure--No--1--No--Mammography--Dosimetry--Test--Phantom
A) Temporarily--install--either--an--MAS--meter--or--elapsed--exposure
on--time--indicator--on--the--x-ray--system--this--installation
shall--be--done--by--a--person--competent--in--electrical--circuitry
to--avoid--electrical--hazards;
B) Follow--the--procedures--listed--under--subsection--(b)(2)--above;
2) Procedure--No--2--With--a--Dosimetry--Test--Phantom
Follow--the--procedures--in--subsection--(b)(1)--above;

(Source: Amended at 17 Ill. Reg. 17972, effective
October 15, 1993)

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

Section 360. APPENDIX C Mammography Phantom Image Evaluation

Mammography phantom image evaluation shall be performed using the procedure below. The evaluation shall be performed monthly as a part of the quality assurance program and as part of the routine inspection required by 32 Ill. Adm. Code 410. The evaluation shall be performed with the mammography phantom specified in Section 360.71(j)(2).

- a) Equipment necessary for mammography phantom image evaluation includes a densitometer, the mammography phantom and mammographic cassette and film.
- b) Load film in the mammographic cassette according to the manufacturer's instructions.
- c) Place the properly loaded cassette in the cassette holder.
- d) Place the mammography phantom on the breast support assembly (BSA) so that the edge of the phantom is aligned with the chest wall side of the BSA. Align the phantom so that the masses in the phantom are nearest the chest wall edge of the BSA and the fibers in the phantom are away from the chest wall edge of the BSA. If the mammography machine has the capability of automatic exposure control, place the phantom so that the phantom covers the phototimer sensor.
- e) Position the compression device so that it is in contact with the phantom.
- f) Select the technique factors used most frequently in the clinical setting for a 4.5-centimeter compressed breast and make an exposure of the phantom.
- g) Process the film in the processor used for clinical mammography films.
- h) Examine the processed image for areas of non-uniformity of optical density and for the presence of artifacts due to dirt, dust, grid lines or processing.
AGENCY NOTE: If any of the problems noted above are evident on the processed image, the mammography machine film processor and film cassette(s) should be evaluated and the problem corrected. The phantom image evaluation should be repeated after the problem is corrected.
- i) Measure and record the optical density of the film near the center of the phantom image.
AGENCY NOTE: The optical density of the film should be between 1.10 and 1.50. If the density of the phantom image is not in this range, the phantom image may not have enough contrast to visualize the objects necessary to determine compliance with the criteria of Section 360.71(j)(4). Potential causes of film optical density problems include use of improper technique factors and either over-processing or under-processing the film.
- j) Examine the phantom image and count and record the number of masses visualized. Repeat this procedure for the speck groups and the fibrils and record the number of objects visualized. There are a total of 16 imaging objects (5 masses, 5 speck groups and 6 fibrils) in the phantom. Evaluation criteria for objects visualized in the phantom image are in Section 360.71(j)(4). As a minimum, the objects

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

that must be visualized in the phantom image are:

- 1) the masses that are 0.75 millimeter or larger (a total of 3 masses);
- 2) the speck groups that are 0.32 millimeter or larger (a total of 3 speck groups);
- 3) the fibrils that are 0.75 millimeter or larger (a total of 4 fibrils).

AGENCY NOTE: The phantom image should be compared with previous films, including the original phantom image, to determine if subtle changes are occurring from month to month.

(Source: Added at 17 Ill. Reg. 17972, effective October 15, 1993)

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

Section 360. APPENDIX D Computed Tomography Dose Measurement Protocol

Radiation measurements shall be performed by a diagnostic imaging specialist with a calibrated radiation measuring device that is designed for computed tomography (CT) dose measurements. The radiation measuring instrument shall have been calibrated within the previous 12 months with devices which have no more than a three-step (tertiary) calibration, traceable to the National Institute of Standards and Technology. Measurements shall be specified in terms of the multiple scan average dose (MSAD) and shall be performed with a head phantom specifically designed for making CT dose measurements.

AGENCY NOTE: There are two terms used to describe CT dosimetry measurements, the computed tomography dose index (CTDI) and the multiple scan average dose (MSAD). Manufacturers of CT systems measure and report CTDI pursuant to the requirements of the Code of Federal Regulations, 21 CFR 1020.33(b)(1). While the CTDI is carefully defined, it is difficult to measure accurately. The MSAD is easily measured and was the CT dose descriptor used by the Center for Devices and Radiological Health (FDA) in the Nationwide Evaluation of X-Ray Trends (NEXT). The CTDI is equivalent to the MSAD for a series of 14 contiguous scans spaced by the nominal tomographic thickness. The MSAD was chosen as the dose descriptor for this Part due to the ease of measurement and the applicability of the data generated for comparisons with the results of the NEXT study.

a) CT dose measurements shall be performed using a head phantom that meets the following requirements:

- 1) The phantom shall be a right circular cylinder of polymethyl-methacrylate of density 1.19 plus or minus 0.01 grams per cubic centimeter.
- 2) The phantom shall be at least 14 centimeters in length and shall have a diameter of 16 centimeters.
- 3) The phantom shall provide means for the placement of a radiation measuring device in the center of the phantom along its axis of rotation.

b) Set up procedure

- 1) Place the phantom on the patient support device and in the patient head rest, if available. Center the phantom in the CT gantry aperture and position the gantry so that it is perpendicular to the patient support device. Align the phantom so that the tomographic plane is centered along the axis of the phantom.
- 2) Make a single scan of the phantom and determine if the center of the phantom is aligned with the axis of rotation of the scanner. If necessary, realign the phantom and repeat this procedure until the center of the phantom is aligned to within plus or minus 0.5 centimeters of the axis of rotation of the CT scanner.
- 3) Place the radiation measuring device in the center of the phantom.

c) Exposure measurement

- 1) Select and record the technique factors and the tomographic section thickness most frequently used for a CT examination of

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

the head.

AGENCY NOTE: If routine CT examinations of the head are performed at the facility using a different tomographic section thickness for the top or bottom part of the head, the larger tomographic section thickness should be used for measurement of the MSAD.

- 2) Perform a single CT scan and record the exposure reading from the radiation measuring device. Repeat this procedure three times for a total of four scans and determine the average exposure reading for a single scan.

d) Calculation of MSAD

- 1) The MSAD shall be calculated using the mathematical expression below:

$$MSAD = (E \times f \times K \times L) / T$$

where:

E = average exposure reading in coulombs per kilogram or in milliroentgens.

f = factor to convert exposure in air to absorbed dose in tissue or other attenuating matter, in grays per coulomb per kilogram or in rad per milliroentgen. For acrylic, at an effective energy of 70 KeV, f is equal to 30.2 Gy per C/kg (0.78 X 10⁻³) rad/mR.

K = calibration factor to account for the radiation measuring device's response and volume.

L = effective length of the radiation measuring device in millimeters.

T = thickness in millimeters of the tomographic section selected.

AGENCY NOTE: This calculation assumes tomographic sections are contiguous, without overlap of sections or gaps between sections.

EXAMPLE: The measurement is made with an ion chamber with an effective length of 100 millimeters and a calibration factor of 1.99. The thickness of the tomographic section from subsection (c)(1) above is 10 millimeters. The average exposure reading from subsection (c)(2) above is determined to be 306 mR. The MSAD is calculated as follows:

$$MSAD = (306 \times 0.78 \times 10^{-3} \times 1.99 \times 100) / 10$$

$$MSAD = 4.7 \text{ rad}$$

- 2) If the tomographic sections overlap, the MSAD must be multiplied by a fraction which is the thickness of the tomographic section divided by the scan increment.

EXAMPLE: Calculate the corrected MSAD for scan overlap technique, in a continuation of the above example, assume a scan increment of 5 millimeters.

$$\text{Corrected MSAD} = MSAD \times (T / \text{scan increment})$$

$$\text{Corrected MSAD} = 4.7 \times (10 / 5)$$

$$\text{Corrected MSAD} = 9.4 \text{ rad}$$

(Source: Added at 17 Ill. Reg. 17972, effective October 15, 1993)

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

Section 360.APPENDIX E Minimum Quality Control Program for Medical Accelerators

a) Mechanical tests

- 1) Patient support assembly motions
- 2) Gantry angle indicators
- 3) Optical distance indicator
- 4) Alignment lights
- 5) Confluence of radiation beam and light field
- 6) Accuracy of field size indicators
- 7) Mechanical isocenter - gantry and collimator
- 8) Mechanical interlocks

b) Radiation beam tests

- 1) Machine operating parameters
- 2) Dose per monitor unit for x-ray and electron beams
- 3) Dose per degree for moving beam therapy
- 4) Radiation isocenter
- 5) Flatness and symmetry
- 6) Wedge transmission factors
- 7) Shadow tray transmission factors
- 8) Energy check on central axis
- 9) Radiation output versus field size

c) Control panel checks

- 1) Radiation "ON" condition
- 2) Indicator lamp check
- 3) Computer control of accelerator

d) Facility checks

- 1) Patient audio-visual communication
- 2) Entrance door interlock
- 3) Warning lights
- 4) Emergency off buttons

e) Control Panel

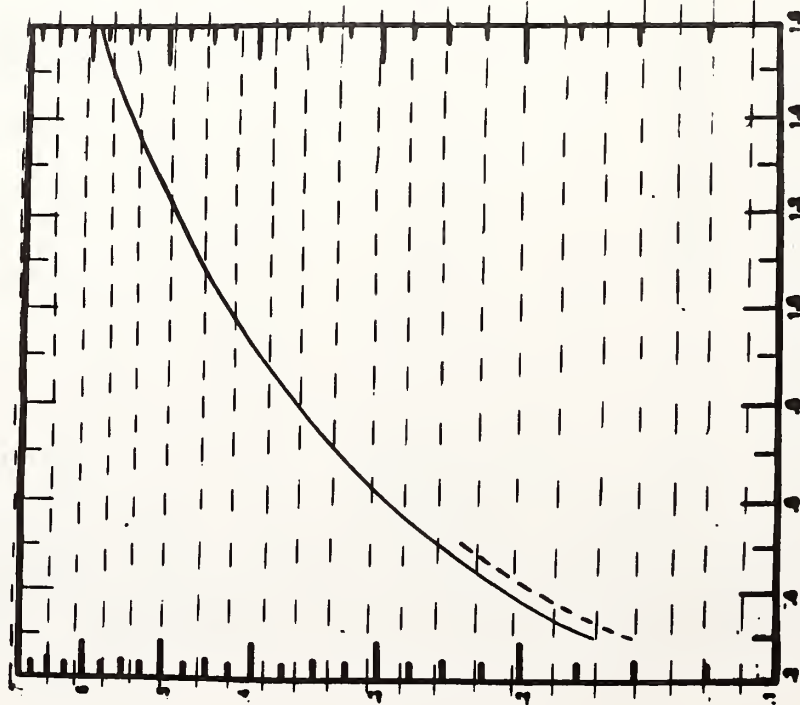
- 1) Digital displays
- 2) Analog displays
- 3) Status displays
- 4) Interlock displays
- 5) Reset display

f) Patient Dosimetry Calculations

- 1) Calculation of patient treatment times
- 2) Computer calculations of patient treatment times

(Source: Added at 17 Ill. Reg. 17972, effective October 15, 1993)

Section 360. ILLUSTRATION B Mammography Dose Evaluation Graph (Repealed)



Working curves for evaluating the average glandular dose delivered by an x-ray tube at a 4.5-centimeter compressed breast thickness (vertical axis) vs. first HVL in mmAl (horizontal axis). The solid line represents tungsten target data; the broken line represents molybdenum or molybdenum/tungsten target tube data. (Excerpt from NCRP-85)

(Source: Repealed at 17 Ill. Reg. 17972, effective October 15, 1993)

Section 360. TABLE A Mammography Dose Evaluation Table

This table is used to determine the mean glandular dose in millisieverts delivered by 25.8 mCi/kg (or millirad) delivered by 1 R in air incident on a 4.5-centimeter thickness compressed breast of average density (50 percent adipose and 50 percent glandular tissue). Values listed are for the first half-value layer (HVL) in millimeters of aluminum (mm Al), for x-ray tube target-filter combinations of molybdenum/molybdenum (Mo/Mo) and tungsten/aluminum (W/Al). Linear extrapolation or interpolation shall be made for any HVL not listed.

Mean Glandular Dose in millisieverts for 25.8 mCi/kg (or millirads millirad) for 1 R Roentgen Entrance Exposure for a 4.5-Centimeter Compressed Breast of Average Density

HVL mm Al	Mo/Mo Target-Filter 1/2-kg Tube Voltage (kVp)										W/Al Target- Filter Combination
	23	24	25	26	27	28	29	30	31	32	33
0.23	109										
0.24	112	116									
0.25	117	120	122								
0.26	121	124	128	128							
0.27	126	128	130	132	134						
0.28	130	132	134	136	138	138					
0.29	135	137	138	141	142	143	144				
0.30	139	141	143	145	146	147	148	148			170
0.31	144	146	147	148	150	151	152	153	154		175
0.32	148	150	151	153	154	155	156	158	159	160	180
0.33	153	154	156	157	158	159	160	162	163	164	185
0.34	157	158	160	161	162	163	164	166	167	168	190
0.35		163	164	166	167	168	169	170	171	172	194
0.36			168	170	171	172	173	174	175	176	199
0.37				174	175	176	177	178	179	180	204
0.38					176	180	181	182	183	184	208
0.39						184	185	186	187	188	211
0.40							189	190	191	192	217
0.41								194	195	196	221
0.42									200	200	225

Section 360. TABLE B Half-Value Layer as a Function of Tube Potential

mm Al	X-ray Tube Voltage (kilovolt peak)										Minimum HVL (mm of Al)(1)
	23	24	25	26	27	28	29	30	31	32	33
0.44											230
0.45											234
											238

AGENCY NOTE: Adapted from: Quality Control Manual for Mammography: Medical Physicist's Manual, 1992, American College of Radiology/American Cancer Society.

(Source: Section repealed at 13 Ill. Reg. 803, effective April 1, 1989; new section added at 17 Ill. Reg. 17972, effective October 15, 1993)

Designed operating range

Measured indicated operating potential (2) Specified Dental Systems (3) Other X-Ray Systems (4) (3)

Below 50 30 1.5 0.3
40 1.5 0.4
49 1.5 0.5

50 to 70 50 1.5 1.2
60 1.5 1.3
70 1.5 1.5

Above 71 71 2.1 2.1
80 2.3 2.3
90 2.5 2.5
100 2.7 2.7
110 3.0 3.0
120 3.2 3.2
130 3.5 3.5
140 3.8 3.8
150 4.1 4.1

(1) AGENCY NOTE: Linear extrapolation or interpolation may be made for an x-ray tube potential (kVp) not listed in Table B above (e.g., in the column entitled "Other X-ray Systems" operated at 20 kVp and 95 kVp, the minimum HVL required would be 0.2 and 2.6 millimeters of aluminum mm-of-Al respectively).

(2) AGENCY NOTE: If the HVL is determined for an x-ray system is below the minimum value specified for a given voltage, as indicated at the control panel, the actual kilovoltage should be measured and the HVL reevaluated.

(3) AGENCY NOTE: "Specified Dental Systems" means any dental x-ray system designed for use with intraoral image receptors and manufactured after December 1, 1980.

(4) AGENCY NOTE: "Other X-ray X-Ray Systems" means all x-ray systems required to meet the provisions of Sections 360.50, 360.60, 360.70, 360.75, 360.80, 360.90 (except "Specified Dental Systems") and 360.100. Half-value layer requirements for mammography systems are specified in Section 360.71(e).

(Source: Amended at 17 Ill. Reg. 17972, effective October 15, 1993)

DEPARTMENT OF NUCLEAR SAFETY

NOTICE OF ADOPTED AMENDMENT(S)

Section 360. TABLE C Entrance Exposure Limits Per Intraoral Bitewing Film
(Repealed)

Operating (kVp)	Maximum-Exposure-(t) (milliroentgens)	Minimum-Exposure-(t) (milliroentgens)
45	640	430
50	600	400
55	560	370
60	520	320
65	480	270
70	440	220
75	400	175
80	360	140
85	320	115
90	280	100
95	240	95
100	200	90

(t) AGENCY--NOTE--Linear--extrapolation--or--interpolation--may--be--made--for--an x-ray-tube-potential--(kVp)--not--listed--in--Table--B--above--(e.g.--bitewing radiographs--taken--at--44--kVp--and--72--kVp--the--maximum--entrance--exposure--permitted would--be--640--milliroentgens--and--424--milliroentgens--respectively).

(2) AGENCY--NOTE--The--minimum--exposures--specified--in--the--above--table--are included--as--recommendations--only--They--were--empirically--determined--by--a--panel of--dentists--in--a--B-S--PBA7-BRH-study--They--represent--the--minimum--exposure which--was--found--to--be--necessary--to--produce--a--diagnostic--quality--radiograph--when a--dental--phantom--speed--group--4B--film--and--adequate--film--development procedures--were--used--However--some--x-ray--units--manufactured--after--1980--or x-ray--units--used--in--conjunction--with--dental--film--of--the--ultra-speed--group--4B-- may--be--capable--of--generating--exposures--lower--than--listed--in--this--table.

(Source: Repealed at 17 Ill. Reg. 17972, effective October 15, 1993)

ILLINOIS REGISTER

DEPARTMENT OF PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENT(S)

1) Heading of the Part: Optometric Practice Act of 19872) Code Citation: 68 Ill. Adm. Code 13203) Section Numbers: Adopted Action:

1320.30 Amendment
1320.40 Amendment
1320.50 Amendment
1320.70 Amendment
1320.80 Amendment
1320.100 Amendment

4) Statutory Authority: Ill. Rev. Stat. 1991, ch. 111, pars. 3903, 3910, 3913, 3916 and 3918 [225 ILCS 80/3, 10, 13, 16 and 18].5) Effective Date of Amendments: October 4, 19936) Does this rulemaking contain an automatic repeal date? No7) Do these Amendments contain incorporations by reference? No8) Date Filed in Agency's Principal Office: September 24, 19939) Date Notice of Proposal Published in Illinois Register: May 7, 1993, at 17 Ill. Reg. 672910) Has ICAR issued a Statement of Objections to these amendments? No11) Difference(s) between proposal and final version:

In Section 1320.80, new text was inserted as (a)(2) to define a CE hour as equaling 60 minutes and establishing that after completion of the initial CE hour, credit may be given in one-half hour increments.

In Section 1320.100(e)(1), "as outlined, but not limited to" was deleted. In line 5, "but not limited to" was deleted. In (e)(2), language was changed to read: "The optometrist shall specify all procedures to be performed by the assistant." In (e)(3), "remains" was replaced by "is present". In line 3, "delegated" was replaced by "specified". In (e)(4), "work" was replaced by "results of the procedures".

Various grammar, style and form changes also were made.

12) Have all the changes agreed upon by the Agency and ICAR been made as indicated in the agreement letter issued by ICAR? Yes, but no agreement letter was required.

DEPARTMENT OF PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

TITLE 68: PROFESSIONS AND OCCUPATIONS
CHAPTER VII: DEPARTMENT OF PROFESSIONAL REGULATION
SUBCHAPTER b: PROFESSIONS AND OCCUPATIONS

PART 1320

OPTOMETRIC PRACTICE ACT OF 1987

SUBPART A: OPTOMETRY

- Section
1320.20 Approved Programs of Optometry
1320.30 Application for ~~Examination~~ Licensure
1320.40 Examinations
1320.45 Fees (Emergency Expired)
1320.50 Endorsement
1320.55 Renewals
1320.60 Inactive Status
1320.70 Restoration
1320.80 Continuing Education
1320.90 Minimum Eye Examination
1320.95 Minimum Equipment List
1320.100 Practice of Optometry
1320.110 Advertising
1320.120 Granting Variances

SUBPART B: TOPICAL OCULAR PHARMACEUTICALS

- Section
1320.200 Definitions and Standards
1320.210 Application for Certification
1320.220 Approved Pharmacological Training
1320.230 Approved Topical Ocular Pharmaceutical Agents
1320.240 Restoration of Certification
1320.250 Endorsement of Certificate
1320.260 Renewal of Certification
1320.270 Display of Certification

SUBPART C: GENERAL

- Section
1320.300 Fees
1320.310 Ancillary Licenses and Certificates

AUTHORITY: Implementing the Optometric Practice Act of 1987 (Ill. Rev. Stat. 1991, ch. 111, pars. 3901 through 3929 [225 ILCS 80]) and authorized by Section 60(7) of The Civil Administrative Code of Illinois (Ill. Rev. Stat. 1991, ch. 127, par. 60(7)) [20 ILCS 2105/60(7)].

DEPARTMENT OF PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENT(S)

- 13) Will these Amendments replace an Emergency Amendment currently in effect? No
14) Are there any Amendments pending on this Part? Yes

Section Numbers	Proposed Action	Ill. Reg. Citation
1320.300	Amendment	17 Ill. Reg. 14559 (September 10, 1993)

15) Summary and Purpose of Amendments: Section 13 of the Illinois Optometric Practice Act of 1987 authorizes the Department to examine applicants for licensure as optometrists. This rulemaking requires passage of the National Board of Examiners in Optometry (NBEO) examination for Illinois licensure and submittal of test scores directly to the Department. Paart III of the NBEO test replaces the Department's comprehensive practical examination.

The Illinois Optometric Licensing and Disciplinary Committee recommended amending continuing education requirements to specify how 24 hours of required credit may be earned and to allow one 4-hour course in cardiopulmonary resuscitation.

It also was the recommendation of the Committee to explain what "direct supervision" of an optometrist's assistant means and to add language requiring an optometrist who performs public service visual screenings to inform recipients in writing of the results and limitations of such screenings.

- 16) Information and questions regarding this amended part shall be directed to:

Department of Professional Regulation
Attention: Jean Courtney
320 West Washington, 3rd Floor
Springfield, Illinois 62786
217/785-0800

The full text of the Adopted Amendments begins on the next page:

DEPARTMENT OF PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

SOURCE: Adopted at 5 Ill. Reg. 5869, effective June 1, 1981; codified at 5 Ill. Reg. 11046; emergency amendment at 6 Ill. Reg. 916, effective January 6, 1982; for a maximum of 150 days; emergency amendment at 6 Ill. Reg. 2273, effective January 29, 1982, for a maximum of 150 days; amended at 6 Ill. Reg. 7448, effective June 15, 1982; amended at 6 Ill. Reg. 10032, effective August 1, 1982; amended at 9 Ill. Reg. 1092, effective January 11, 1985; amended at 10 Ill. Reg. 7340, effective April 16, 1986; transferred from Chapter I, 68 Ill. Adm. Code 320 (Department of Registration and Education) to Chapter VII, 68 Ill. Adm. Code 1320 (Department of Professional Regulation) pursuant to P.A. 85-225 effective January 1, 1988, at 12 Ill. Reg. 1821; emergency amendment at 12 Ill. Reg. 1925, effective January 1, 1988, for a maximum of 150 days; emergency expired May 30, 1988; amended at 12 Ill. Reg. 11447, effective June 27, 1988; amended at 13 Ill. Reg. 6994, effective April 25, 1989; amended at 14 Ill. Reg. 14128, effective August 15, 1990; amended at 17 Ill. Reg. 18096, effective October 4, 1993.

Section 1320.30 Application for Examination Licensure

- a) An applicant for examination to obtain An individual applying for a license to practice optometry shall file an application, on forms supplied by the Department, at least 60 days prior to the comprehensive practical examination date. The application shall include:
 - 1) a) Certification of graduation from an approved 4-year optometry graduate level program in accordance with Section 1320.20. Such certification shall be received prior to sitting for the examination;
 - b) Passage of the National Board of Examiners in Optometry (NBEO) examinations as set forth in Section 1320.40. The applicant shall have the examination scores submitted to the Department directly from NBEO;
 - 2) c) A complete work history since graduation from an optometry program; and
 - d) Certification of licensure from all United States jurisdictions in which the applicant has ever been licensed, if applicable, stating:
 - 1) the time during which the applicant was licensed in that jurisdiction, including the date of original issuance of the license;
 - 2) a description of the licensure examination in that jurisdiction;
 - 3) whether the file on the applicant contains any record of any disciplinary actions taken or pending; and
- 2) e) The required fee set forth in Section 1320.300 of this Part.

DEPARTMENT OF PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

- b) ~~The applicant shall also cause a certified copy of the grades received on the examination given by the National Board of Examiners in Optometry (NBEO) to be forwarded by the National Board directly to the Department. The NBEO exam scores shall be received prior to a license being issued by the Department.~~

(Source: Amended at 17 Ill. Reg. 18096, effective October 4, 1993)

Section 1320.40 Examinations

- a) The examination requirements ~~are as follows:~~ 1) for licensure as an optometrist in Illinois shall be successful completion of Part I, Part II and Part III of the examination administered by the National Board of Examiners in Optometry (NBEO); and
- 2) ~~Successful completion of the comprehensive practical examination administered by the Department or its designated testing service.~~
- b) ~~The passing grade on each section of the comprehensive practical examination shall be 75. If an applicant does not obtain a 75 on each section, he will be required to retake the entire comprehensive examination and again pay the required fee pursuant to Section 1320.300(a)(3).~~
- c) An applicant must direct NBEO to submit evidence of the successful completion of the entire NBEO examination, by NBEO standards, in order to qualify to take the practical examination to the Department.
- d) ~~An applicant shall apply for licensure within 1 year of successful completion of the comprehensive practical examination or the examination scores for the comprehensive practical will be void.~~
- e) ~~Upon adoption, the provisions of this Section shall apply to all applicants regardless of where the applicant is in the application process.~~

(Source: Amended at 17 Ill. Reg. 18096, effective October 4, 1993)

Section 1320.50 Endorsement

- a) An applicant who is licensed under the laws of another United States jurisdiction shall file an application with the Department together with:
 - 1) Certification of graduation from an approved optometry college;
 - 2) A certification of licensure from all United States jurisdictions in which the applicant has ever been licensed, stating:

DEPARTMENT OF PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

- A) The time during which the applicant was licensed in that jurisdiction, including the date of the original issuance of the license;
 - B) A description of the licensure examination in that jurisdiction;
 - C) Whether the file on the applicant contains any record of any disciplinary actions taken or pending;
 - 3) A copy of the acts and rules in effect at the time of original licensure;
 - 4) Successful completion of the ~~comprehensive practical examination set forth in Section 1320.40 or equivalent examination administered in another jurisdiction (e.g., similar subject matter)~~; Part III of the examination administered by NBEO or a comprehensive practical examination administered in another jurisdiction equivalent to the comprehensive practical examination administered by the Department prior to July 1991;
 - 5) A complete work history since graduation from an optometry program; and
 - 6) The required fee as set forth in Section 1320.300.
- b) The Department shall examine each endorsement application to determine whether the requirements in ~~such~~ the United States jurisdiction at the date of licensure were substantially equivalent to the requirements then in force in this State. The Department shall within a reasonable time either issue a license by endorsement to the applicant or notify him/~~her~~ of the reasons for the denial of the ~~his~~ application.
 - c) The Department may, in individual cases, upon recommendation of the Committee, in accordance with Section 11 of the Act, waive the comprehensive practical examination for an applicant for endorsement, after full consideration of his/her optometric education, training, and experience, including, but not limited to, whether he/~~she~~ has achieved special honors or awards, has had articles published in professional journals, has participated in writing textbooks relating to optometry, and any other attribute which the Committee accepts as evidence that such applicant has outstanding and proven ability in optometry.

(Source: Amended at 17 Ill. Reg. 18096, effective October 4, 1993)

DEPARTMENT OF PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

Section 1320.70 Restoration

- a) A licensee seeking restoration of ~~his~~ a license after it has expired or been placed on inactive status for more than 3 years shall file an application, on forms supplied by the Department, together with:
 - 1) Proof of completion of the required number of continuing education (CE) hours for all prerenewal periods for which the license was expired or on inactive status as specified in Section 1320.80 of this Part. Acceptable proof of completion shall be in the form of certificates of attendance provided by sponsors of approved continuing education programs; and
 - 2) The restoration fee(s) ~~when restoring an expired license, specified in Section 1320.300(c)(1) of this Part; or for the purpose of restoring from inactive status, the Department shall consider that no renewal fees have lapsed during the period of inactive status.~~
 - 3) The renewal fee(s), when restoring an inactive license, specified in Section 1320.300(b)(1) of this Part.
- b) In addition to satisfying the requirements of subsection (a) above the licensee shall also submit either:
 - 1) Sworn evidence of active practice in another jurisdiction. ~~Such~~ The evidence shall include a statement from the appropriate board or licensing authority in the other jurisdiction that the licensee was authorized to practice during the term of said active practice;
 - 2) An affidavit attesting to military service as provided in Section 16 of the Act. If application is made within two years of discharge, and if all other provisions of Section 16 of the Act are satisfied, the applicant will not be required to pay a restoration fee or any lapsed renewal fees; ~~or~~
 - 3) Evidence of other education or experience acceptable to the Department of the licensee's fitness to have ~~his~~ the certificate restored. Such evidence shall be reviewed on a case by case basis by the Committee; ~~or~~
 - 4) Successful completion of the Part III ~~comprehensive practical~~ of the examination administered by the ~~Department or its designated testing service NBEO.~~

DEPARTMENT OF PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

~~A) The passing grade on each section of the comprehensive practical examination shall be 75. If an applicant does not obtain a 75 on each section, he will be required to retake the entire comprehensive practical examination and again pay the required fee pursuant to Section 1320.300(a)(5).~~

~~B) The Committee may, in its discretion and in individual cases, make a recommendation to the Director for the waiver of the comprehensive the clinical skills examination or Part III of the examination in accordance with Section 11 of the Act based on quality of education, training and experience including, but not limited to, special honors and awards, articles published in optometry journals, written or participated in the writing of textbooks in optometry or any other circumstances or attribute which the Committee accepts as evidence that such applicant has outstanding and proven ability in optometry.~~

~~C) A licensee seeking restoration of his a license which has expired or been on inactive status for less than 3 years, or has been placed in nonrenewed status for failure to comply with continuing education (CE) requirements shall file an application on forms provided by the Department, together with:~~

~~1) Proof of completion of the required number of continuing education hours for all pre-renewal periods for which the license was on inactive status as specified in Section 1320.80 of this Part. Acceptable proof of completion shall be in the form of certificates of attendance provided by sponsors of approved continuing education programs; and~~

~~2) The restoration fee(s) specified in Section 1320.300 of this Part. For the purpose of restoring from inactive status the Department shall consider that no renewal fees have lapsed during the period of inactive status.~~

~~d) When the accuracy of any submitted documentation, or the relevance or sufficiency of the course work or experience is reasonably questioned by the Department, because of a lack of information, discrepancies or conflicts in information given, or a need for clarification, discrepancies or conflicts in information, needing further clarification, and/or missing information, the licensee seeking restoration of his the license will be requested to:~~

~~1) provide such information as may be necessary; and/or~~

~~2) explain such relevance or sufficiency during an oral interview; or~~

DEPARTMENT OF PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

~~2) appear for additional oral an interview(s) before the Committee when the information available to the Committee is insufficient sufficient to evaluate the individual's current competency to practice under the Act. Upon the recommendation of the Committee, and approval by the Department, an applicant shall have his the license restored.~~

(Source: Amended at 17 Ill. Reg. 18096, effective October 4, 1993)

Section 1320.80 Continuing Education

a) Continuing Education Hour Requirements

~~1) Every renewal applicant shall complete 24 hours of Continuing Education (CE) relevant to the practice of optometry required during each pre-renewal period. A pre-renewal period is the 24 months preceding March 31 in the year of the renewal. For the renewal period ending March 31, 1990, the pre-renewal period will be February 1, 1988, to March 31, 1990.~~

~~2) A CE hour equals 60 minutes. After completion of the initial CE hour, credit may be given in one-half hour increments.~~

~~3) A renewal applicant is not required to comply with CE requirements for the first renewal following the original issuance of the license.~~

~~4) Optometrists licensed in Illinois but residing and practicing in other states must comply with the CE requirements set forth in this Section.~~

b) Approved Continuing Education

~~1) All continuing education hours must be earned by verified Verified attendance at or participation in a program which is offered by an approved continuing education sponsor who meets the requirements set forth in subsection (c).~~

~~2) For the March 31, 1992, renewal and every renewal thereafter, as part of the 24 hours of required continuing education, each licensee shall be required to complete during each pre-renewal period at least 6 hours of credit for each pre-renewal period which is certified by an approved optometry college in accordance with Section 1320.20 of this Part, osteopathic or medical college or university pursuant to the Medical Practice Act of 1987 (Ill. Rev. Stat. 1989 1991, ch. 111, par. 4400-1 et seq. through 4400-63) [225 ILCS 601, or a pharmacy college pursuant to the Pharmacy Practice Act (Ill. Rev. Stat. 1991, ch. 111, par. 4121 through 4159) [225 ILCS 85].~~

DEPARTMENT OF PROFESSIONAL REGULATION

DEPARTMENT OF PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

NOTICE OF ADOPTED AMENDMENTS

- A) Each certified course shall be include at least 2 hours of actual course presentation in duration in which the individual is in actual attendance and shall include the successful completion of a post-course evaluation of the attendee's understanding of the course material. A maximum of one half hour additional credit will be given for the required post course evaluation.
- i) The post-course evaluation may be taken on-site immediately following the course presentation. An examination distributed on-site shall not be removed from the site. ~~Credit may be given for time spent on the post-course evaluation.~~
- ii) The post-course evaluation may be a correspondence evaluation mailed to the attendee and returned to the provider. The sponsor shall not distribute a post-course evaluation at the site.
- iii) At the sponsor's discretion, the attendee may be allowed one retake of a failed post-course evaluation in order to receive credit as certified continuing education.
- B) Licensees who attend a certified education course without successful completion of a post-course evaluation may apply actual course hours toward fulfillment of the additional continuing education requirements as set forth in subsections (b)(1) and (b)(3).
- C) Any approved continuing education sponsor ~~or employer~~ may offer, in conjunction with the above-referenced college or university, a certified course.
- D) Transcript quality continuing education courses shall be deemed equivalent to the certified course if they meet the requirements set forth in subsection (b)(2)(A) above.
- E) Continuing education sponsors shall state in their course materials the type of post-course evaluation which will be given and whether the applicant will be allowed to retake the evaluation.
- F) Certified continuing education courses shall be courses in which the attendees are in actual attendance. No self instruction or correspondence courses shall be considered certified continuing education courses.
- 3) Eighteen (18) hours of CE credit may be earned as follows (not accepted for certified CE):

- A) A maximum of 12 hours per prerenewal period for papers prepared and delivered before recognized optometric organizations, papers published in nationally recognized optometric journals, or a chapter in a book of optometry, each appropriately verified.
- B) A maximum of 12 hours per prerenewal period for verified teaching of students at an optometry school approved by the Department, or practicing optometrists in CE programs approved by the Department. One hour of teaching at an optometry school approved by the Department is equal to one hour of continuing education.
- C) A maximum of 2 hours per prerenewal period for verified self-instruction by means of individual use of audio-visual materials which is sponsored or cosponsored by any previously approved, optometry college, institution or national, state or local optometry association or organization similar to the foregoing.
- D) A maximum of 4 hours per prerenewal period for courses in practice management which includes business management.
- E) A maximum of 2 hours of continuing education in cardiopulmonary resuscitation may be earned per prerenewal period.
- 4) For only one prerenewal period for the duration of an optometry license in Illinois, a licensee may take a 4 hour certified continuing education course in cardiopulmonary resuscitation to satisfy 4 of the 6 hours of certified continuing education required in subsection (b)(2) above.
- 5) ~~E)~~ Continuing education credit hours used to satisfy the CE requirements of another state may be submitted for approval for fulfillment of the CE requirements of the State of Illinois.
- 6) ~~F)~~ Credit shall not be given for courses taken in Illinois from unapproved sponsors.
- c) Continuing Education Sponsors and Programs
- 1) Sponsor, as used in this Section, shall mean a person, firm, association, corporation, or any other group which has been approved and authorized by the Department upon the recommendation of the Committee to coordinate and present continuing education courses or programs.

DEPARTMENT OF PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

- 2) A sponsor shall file a sponsor application, along with the required fee set forth in Section 1320.300(a)(7), which certifies:
 - A) that all courses and programs offered by the sponsor for CE credit will comply with the criteria in subsection (c) and all other criteria in this Section;
 - B) that the sponsor will be responsible for verifying attendance at each course or program, and provide a certificate of completion as set forth in subsection (b);
 - C) that upon request by the Department, the sponsor will submit such evidence as is necessary to establish compliance with this Section. Such evidence shall be required when the Department has reason to believe that there is not full compliance with the statute and this Part and that this information is necessary to ensure compliance; and
 - D) that each sponsor shall submit to the Department a written notice of a course offering 30 days prior to the course date. The notice shall include the description, location, date and time of the course to be offered.
- 3) Each sponsor shall submit by March 31 of each even numbered year a sponsor application along with the required fee set forth in Section 1320.300(b)(5) of this Part. With the application the sponsor shall be required to submit to the Department a list of all courses and programs offered in the prerenewal period, which includes a description, location, date and time the course was offered.
- 4) All courses and programs shall:
 - A) contribute to the advancement, extension and enhancement of professional clinical skills and scientific knowledge in the practice of optometry.
 - B) provide experiences which contain scientific integrity, relevant subject matter and course materials; and
 - C) be developed and presented by persons with education and/or experience in subject matter of the program.
- 5) The tuition fees charged for programs conducted by approved sponsors shall be reasonable and directly related to the sponsor's actual expense in conducting the programs.

DEPARTMENT OF PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

- 6) All programs given by approved sponsors shall be open to all licensed optometrists and not be limited to the members of a single organization or group and shall specify the number of CE hours and ~~category~~ categories that may be applied toward Illinois CE requirements for licensure renewal.
- 7) Certificate of Attendance
 - A) It shall be the responsibility of the sponsor to provide each participant in a program with a certificate of attendance signed by the sponsor. The sponsor's certificate of attendance shall contain:
 - i) The name and address of the sponsor;
 - ii) The name and address of the participant and their optometry license number;
 - iii) A detailed statement of the subject matter;
 - iv) The number of hours actually attended in each topic;
 - v) The date of the program.
 - vi) Whether the course qualifies for certified continuing education and if the post-course evaluation was passed or failed.
 - B) The sponsor shall maintain these records for not less than 5 years.
- 8) The sponsor shall be responsible for assuring verified continued attendance at each program. No renewal applicant shall receive CE credit for time not actually spent attending the program.
- 9) Upon the failure of ~~any~~ a sponsor to comply with any of the foregoing requirements, the Department, after notice to the sponsor and hearing before and recommendation by the Committee ~~(see 68 Ill. Adm. Code 1110)~~, shall thereafter refuse to accept for CE credit attendance at or participation in any of ~~such~~ that sponsor's CE activities programs until such time as the Department receives reasonably satisfactory assurances of compliance with this Section.
- d) Continuing Education Earned in Other States. If a licensee has earned CE hours in another state or territory for which he/she will be claiming credit toward full compliance in Illinois, the applicant shall submit an application along with a \$10 processing fee within 90 days of completion of the course. The Committee shall review and recommend approval or disapproval of this program using the criteria set forth in this Section.

DEPARTMENT OF PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

iii) any other similar extenuating circumstances.

- 3) If an interview with the Committee is requested at the time the request for such waiver is filed with the Department, the renewal applicant shall be given at least 20 days written notice of the date, time and place of such interview by certified mail, return receipt requested.

(Source: Amended at 17 Ill. Reg. 18096, effective October 4, 1993.)

Section 1320.100 Practice of Optometry

a) The practice of optometry as defined in Section 3 of the Act shall include, but not be limited to, the following functions:

- 1) Prescribing and fitting of any ophthalmic lenses including contact lenses.
- 2) Retinoscopy.
- 3) Tonometry.
- 4) Keratometry.
- 5) Subjective Lens Testing.
- 6) Phoria testing.
- 7) Biomicroscopy.
- 8) Ophthalmoscopy.
- 9) Electronic or computerized examination techniques that utilize devices that perform any of the above functions.
- 10) Visual screening.
- 11) The diagnosis of anomalies of the eye, adnexa and the visual system.

b) Visual Screening

b) 1) Nothing in this Section shall prohibit visual screening conducted by a charitable organization or governmental agency, acting in the public welfare under the supervision of a committee composed of persons licensed by the State to practice optometry or medicine in all of its branches.

e) 2) Visual screening is defined as a limited series of ocular observations, measurements or tests to determine if a complete eye ~~means of~~ ~~determining the visual acuity and visual skills of an individual to determine if a complete examination, as described in Section 1320.90,~~ by a licensed optometrist or a physician licensed to practice medicine in all of its branches is recommended.

3) When a licensed optometrist performs public service visual screenings or visual screenings for governmental agencies, the recipient of the screening shall be clearly informed in writing of the following:

A) Results and limitations of the screening:

DEPARTMENT OF PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

e) Certification of Compliance with CE Requirements

1) Each renewal applicant shall certify, on the ~~his~~ renewal application, ~~to~~ full compliance with the CE requirements set forth in subsection (a) above.

2) The Department may require additional evidence demonstrating compliance with the CE requirements. It is the responsibility of each renewal applicant to retain or otherwise produce evidence of such compliance.

3) When there appears to be a lack of compliance with CE requirements, an applicant will be notified and may request an interview with the Committee, at which time the Committee may recommend that steps be taken to begin formal disciplinary proceedings as required by Section 46 10-65 of the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1989 1991, ch. 127, par. 4016 1010.65) [5 ILCS 100/10-65].

f) Waiver of CE Requirements

1) Any renewal applicant seeking renewal of his/her license without having fully complied with these CE requirements shall file with the Department a renewal application, the renewal fee set forth in Section 1320.300, a statement setting forth the facts concerning such non-compliance, and a request for waiver of the CE requirements on the basis of such facts. If the Department, upon the written recommendation of the Committee, finds from such affidavit or any other evidence submitted, that good cause has been shown for granting a waiver, the Department shall waive enforcement of such requirements for the renewal period for which the applicant has applied.

2) Good cause shall be defined as an inability to devote sufficient hours to fulfilling the CE requirements during the applicable prerenewal period because of:

A) Full-time service in the armed forces of the United States of America during a substantial part of such period; or

B) Extreme hardship, which shall be determined on an individual basis by the Committee and shall be limited to documentation of:

- i) an incapacitating illness documented by a currently licensed physician,
- ii) a physical inability to travel to the sites of approved programs, or

DEPARTMENT OF PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

- B) That the screening is not representative of or a substitute for an eye exam;
- C) That the screening will not result in a prescription for visual correction; and
- D) That visual screening referral criteria for a complete eye examination must meet accepted optometric professional standards criteria.

e)c) No ophthalmic lenses, prisms, or contact lenses may be sold or delivered to an individual without a prescription signed by a licensed optometrist or a physician licensed to practice medicine in all of its branches.

e)d) The following acts shall not be performed by an individual not licensed in this State as an optometrist or to practice medicine in all of its branches except while acting under the direct supervision of a person so licensed:

- 1) Conducting or performing examinations of the human eye or its appendages employing either objective or subjective means, or both for the purpose of adapting contact lenses to the eyes of any person;
- 2) Using instruments or appliances of any type to determine the curvatures of the eye or of the cornea of any person for the purpose of ordering or supplying contact lenses for such person;
- 3) Determining, selecting or specifying the lens characteristics or the lens curvatures of contact lenses to be supplied to any person;
- 4) Converting, altering, or varying in any manner a prescription for contact lenses prepared by an optometrist or a person licensed to practice medicine in all its branches in this State;
- 5) Converting, altering, or varying in any manner a prescription for spectacles prepared by an optometrist or a person licensed to practice medicine in all of its branches in this State for the purpose of converting such prescription for spectacles into a prescription for contact lenses;
- 6) Inserting, removing, adjusting or adapting contact lenses for the purpose of selecting, specifying or furnishing contact lenses for use by any person;
- 7) Conducting or performing any examination of the human eye or its appendages employing either objective or subjective means or both for the purpose of determining the effects which may have resulted from wearing contact lenses by any person;

DEPARTMENT OF PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

- 8) Where a person has been provided with contact lenses pursuant to a prescription by an optometrist or a person licensed to practice medicine in all of its branches in this State, adjusting, adapting or changing the lens characteristics or the lens curvatures of such contact lens in any manner whatsoever;
- 9) Advertising, representing or informing the general public by any means, including, but not limited to, display advertising in newspapers and telephone directories within the State of Illinois, that he will fit, or adapt contact lenses for the use of any person.

e) Direct supervision of any person assisting an optometrist means:

- 1) The optometrist personally performs those procedures requiring professional judgment. Professional judgment requires that the optometrist shall perform those procedures for the diagnosis of anomalies of the eye, adnexa, and the visual system, including for example, but not limited to, biomicroscopy, ophthalmoscopy and the prescribing of any ophthalmic lenses, including contact lenses.
- 2) The optometrist shall specify all procedures to be performed by the assistant;
- 3) The optometrist is present in the facility while the assistant performs the procedure (does not mean that the optometrist must be present with the patient while the specified procedures are being performed).
- 4) The optometrist approves the results of the procedures performed by the assistant before dismissal of the patient.

f) Requirements for the minimum eye exam as outlined in Section 1320.90 are still applicable and are not changed or altered by the above provisions.

(Source: Amended at 17 Ill. Reg. 18096, effective October 4, 1993)

DEPARTMENT OF PUBLIC AID

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

NOTICE OF ADOPTED AMENDMENTS

1) Heading of the Part: Collections and Recoveries

2) Code Citation: 89 Ill. Adm. Code 165

3) Section Number: Adopted Action:

165.104

Amendment

4) Statutory Authority: Sections 11-18, 12-4.4 and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1991, ch. 23, pars. 11-18, 12-4.4 and 12-13)[305 ILCS 5/11-18, 12-4.4 and 12-13]

5) Effective Date of Amendments: September 29, 1993

6) Does this rulemaking contain an automatic repeal date? No

7) Do these Amendments contain incorporations by reference? No

8) Date Filed in Agency's Principal Office: September 29, 1993

9) Notice of Proposal Published in Illinois Register:

April 30, 1993 (17 Ill. Reg. 6614)

10) Has JCAR issued a Statement of Objections to these Adopted Amendments? No

11) Differences between proposal and final version:

Based on comments received from the Joint Committee on Administrative Rules, the Ill. Rev. Stat. cites have been updated to 1991 and the ILCS cites has been added and placed in brackets.

12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes

13) Will these Amendments replace Emergency Amendments currently in effect? No

14) Are there any Amendments pending on this Part? No

15) Summary and Purpose of Amendments: The purpose of this rulemaking is to implement a new method for collecting overpayments from non-recipients. State agencies which administer the Food Stamp Program are required by 7 CFR 273.18 to establish and collect claims against recipients who receive more benefits than they are entitled to receive. The United States Department of Agriculture is testing the offset of Federal income tax refunds as a means of collecting Food Stamp Program recipient claims for overissued benefits. The purpose is to determine if this procedure is a cost effective way to increase collections of those claims.

The United States Department of Agriculture is testing this method of collection because other Federal agencies have found the method cost effective. For example, the Department of Health and Human Services uses it to collect delinquent child support, and the Department of Education uses it to collect delinquent student loans. It appears to be a low-cost procedure which State agencies can use when other collection methods are ineffective. The procedures include requirements for prior notification of households about the possibility of the offset and about appeal rights. The notification and appeal rights are in addition to the currently required notification to households concerning claims and right to fair hearings. The authority to test program changes such as the tax refund program is provided in section 17(b) of the Food Stamp Act of 1977, as amended (7 U.S.C. 2026).

The Food and Nutrition Service has approved the participation of the Illinois Department of Public Aid in the Federal Tax Refund Offset Project for the 1993 returns. The United States Department of Agriculture has published notices to permit the collection of certain delinquent food stamp claims through the interception of Federal Income Tax refunds. To participate in the project, the Department must comply with the specifications contained in General Notices dated August 20, 1991 and August 28, 1992.

All claims which the Departments submit for offset will be past-due, legally enforceable claims which are:

- (1) Properly established inadvertent household error claims or intentional program violation claims that meet the requirements of 273.18 and 273.16 for establishment and notice of claims against persons who receive more benefits than they are entitled to receive;
- (2) For amounts of \$25 or more;
- (3) Delinquent no more than 9 years and 11 months, and no less than 3 months as of the date the Department certifies to the Food and Nutrition Service the final file of claims for offset. An exception is that claims reduced to final court judgments are not subject to the 9 year 11 month limitation. A claim will not be considered delinquent:
 - (i) If the Department is responding to a request for a fair hearing on a claim that was made within 90 days following the initial demand letter as provided in 7 CFR 273.15(g);
 - (ii) If the time allowed for responding to the initial demand letter provided in 7 CFR 273.18(d)(4)(ii) has not yet elapsed; or

DEPARTMENT OF PUBLIC AID

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

NOTICE OF ADOPTED AMENDMENTS

(iii) If the household is making payments pursuant to an agreed upon schedule of payments as provided in 7 CFR 273.18(g);

(4) Submitted for only one individual, or in cases where more than one individual is jointly and severally liable for the claim pursuant to 7 CFR 273.18(a) and (f) of the Food Stamp Program regulations, the full amount of the claim may be apportioned between two or more individuals who are liable for the claim, as long as the sum of the amounts submitted for all individuals does not exceed the total amount of the claim;

(5) Not limited by any bankruptcy proceeding; and

(6) For which the Department has complied with all of the notification and appeal rights specified in the federal guidelines.

In preparation for referral of cases for offsetting, the Department will send pre-offset notices to individuals who have client error claims and who have not made recent payments. Actual referral of the delinquent accounts to the Internal Revenue Service will then be made in early fall of 1993 with offsetting to begin in January 1994.

16) Information and questions regarding these Adopted Amendments shall be directed to:

Name: Judy Umunna
Address: Bureau of Rules and Regulations
Illinois Department of Public Aid
100 South Grand Avenue East, Third Floor
Springfield, Illinois 62762
Telephone: (217) 524-3215

The full text of the Adopted Amendments begins on the next page:

TITLE 89: SOCIAL SERVICES
CHAPTER I: DEPARTMENT OF PUBLIC AID
SUBCHAPTER f: COLLECTIONS

PART 165
COLLECTIONS AND RECOVERIES
SUBPART A: GENERAL OVERPAYMENT PROVISIONS

Section	
165.1	Incorporation By Reference
165.10	Overpayments
165.20	Determination of Financial Assistance Overpayments
165.30	Types of Food Stamp Overpayment Claims
165.40	Determination of Food Stamp Overpayments
165.42	Establishment of Claims for Food Stamp Overpayments
165.50	Suspension and Termination of Food Stamp Claims

SUBPART B: COLLECTION OF FINANCIAL ASSISTANCE
OVERPAYMENTS FROM CURRENT CASES

Section	
165.70	Recoupment of Overpayments from Current Aid to Families with Dependent Children (AFDC), Aid to the Aged, Blind or Disabled (AABD) and General Assistance (GA) Cases

SUBPART C: COLLECTION OF FOOD STAMP OVERPAYMENTS FROM
CURRENTLY PARTICIPATING HOUSEHOLDS

Section	
165.80	Initiating Collection from Currently Participating Households
165.82	Methods of Food Stamp Claim Repayment
165.84	Determination of Monthly Allotment Reductions
165.86	Failure to Respond to Initial Demand Letter
165.88	Failure to Comply with Repayment Schedule

SUBPART D: COLLECTION OF OVERPAYMENTS FROM NON-RECIPIENTS

Section	
165.100	Collection of Overpayments from Persons Not Receiving Financial Assistance or Food Stamps
165.102	Demand for Repayment
165.104	Methods of Involuntary Repayment
165.106	Effect of Return to Active Assistance Status

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

AUTHORITY: Implementing and authorized by Sections 11-18, 12-4.4 and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1991, ch. 23, pars. 11-18, 12-4.4 and 12-13) [305 ILCS 5/11-18, 5/12-4.4 and 5/12-13].

SOURCE: Recodified from 89 Ill. Adm. Code 102.100 and 102.110 and 89 Ill. Adm. Code 121.200 through 121.208 at 10 Ill. Reg. 21094; amended at 11 Ill. Reg. 10604, effective May 29, 1987; amended at 12 Ill. Reg. 18192, effective November 4, 1988; amended at 13 Ill. Reg. 3843, effective March 17, 1989; amended at 17 Ill. Reg. 8187, effective May 24, 1993; amended at 17 Ill. Reg. 18113, effective September 29, 1993.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE.

SUBPART D: COLLECTION OF OVERPAYMENTS FROM NON-RECIPIENTS

Section 165.104 Methods of Involuntary Repayment

If the debtor has failed for ninety (90) days to make regular installment payments to retire the overpayment according to the repayment schedule and a balance due is outstanding, the Department may take any or all of the following actions to collect the overpayment:

- a) Initiation of wage garnishment proceedings, if the overpayment was established by a civil judgment and the Department determines that the debtor is employed.
- b) Referral of the overpayment to a private collection agency for collection.
- c) Referral of the overpayment to the Comptroller of the State of Illinois for collection under Section 10.05 of the State Comptroller Act. (Ill. Rev. Stat. 1985 1991, ch. 15, par. 210.05) [15 ILCS 405/10.05].
- d) Initiation of proceedings to obtain a civil judgment under Section 8A-6 of the Illinois Public Aid Code (Ill. Rev. Stat. 1985 1991, ch. 23, par. 8A-7) [305 ILCS 5/8A-7].
- e) Referral of the overpayment to the Internal Revenue Service for deduction of the debt from tax refunds in accordance with federal guidelines.

(Source: Amended at 17 Ill. Reg. 18113 effective September 29, 1993)

DEPARTMENT OF REVENUE

NOTICE OF ADOPTED AMENDMENTS

- 1) Heading of the Part: Electronic Filing of Illinois Individual Income Tax Returns
- 2) Code Citation: 86 Ill. Adm. Code 105
- 3) Section Numbers: Adopted Action:

105.100	Amendment
105.120	Amendment
105.230	Amendment
105.300	Amendment
105.310	Amendment
105.320	Amendment
105.340	Amendment
105.410	Amendment
105.420	Amendment
105.470	Amendment
105.510	Amendment
- 4) Statutory Authority: Ill. Rev. Stat. 1991, ch. 120, par. 1-1-1 et seq. [35 ILCS 5/101 et seq.]
- 5) Effective Date of Amendment(s): October 4, 1993
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this amendment contain incorporations by reference? No
- 8) Date Filed in Agency's Principal Office: October 4, 1993
- 9) Notice of Proposal Published in Illinois Register:
Issue 27, 7/2/93, 17 Ill. Reg. 9854
- 10) Has ICAR issued a Statement of Objections to these Amendments? No.
- 11) Differences between proposal and final version: In response to a suggestion of the Administrative Code Division of the Secretary of State, we inserted a Section source note for Section 100.300, and made sure that the effective date blanks on each section source note are of sufficient length.
- 12) Have all the changes agreed upon by the agency and ICAR been made as indicated in the agreement letter issued by ICAR? No changes were suggested by ICAR. Therefore, no agreement letter was issued by ICAR.
- 13) Will this amendment replace an emergency amendment currently in effect? No

DEPARTMENT OF REVENUE

DEPARTMENT OF REVENUE

NOTICE OF ADOPTED AMENDMENTS

NOTICE OF ADOPTED AMENDMENT(S)

14) Are there any amendments pending on this Part? No.

15) Summary and Purpose of Amendment(s): This rulemaking amends the electronic filing rules in preparation for the next tax filing season. The rulemaking updates addresses to which various documents are to be sent, makes some corrections in grammar, and makes a few technical corrections to assure that the rules will be consistent with Department procedures for the electronic filing program.

16) Information and questions regarding this adopted amendment shall be directed to:

Keith W. Staats
Staff Attorney
Legal Services Bureau
Illinois Department of Revenue
101 West Jefferson
Springfield, Illinois 62794
Phone: (217) 782-7054

The full text of the Adopted Amendment begins on the next page:

TITLE 86: REVENUE
CHAPTER I: DEPARTMENT OF REVENUE
PART 105

ELECTRONIC FILING OF ILLINOIS INDIVIDUAL INCOME TAX RETURNS

SUBPART A: ELECTRONIC RETURNS

Section
105.100
105.110
105.120

Composition of an Electronic Return
Exclusions from Electronic Filing
Where to Send Electronic Returns

SUBPART B: ELECTRONIC FILING PARTICIPANTS

Section
105.200
105.210
105.220
105.230

Categories of Electronic Filers
Types of Electronic Filers
Ways to Participate in Electronic Filing
Responsibilities of Electronic Filers

SUBPART C: APPLICATIONS

Section
105.300
105.310
105.320
105.330
105.340

General Information
Where to Apply
Who Must Apply
Who Does Not Need to Apply
EPIN and ETIN Assignments

SUBPART D: ACCEPTANCE PROCESS

Section
105.400
105.410
105.420
105.430
105.440
105.450
105.460
105.470

General Information
Suitability Checks
Who Must Test
What Must Be Tested
Where to Test
How to Test
When to Test
Acceptance

SUBPART E: IL-8453 ILLINOIS INDIVIDUAL INCOME TAX
ELECTRONIC FILING DECLARATION

Section
105.500
105.510
105.520

Purpose
Instructions
Corrections

DEPARTMENT OF REVENUE

NOTICE OF ADOPTED AMENDMENT(S)

SUBPART F: BALANCE DUE RETURNS

Section
105.600 General Information

SUBPART G: INFORMATION ELECTRONIC FILERS MUST PROVIDE TO THE TAXPAYER

Section
105.700 Information and Material to be Provided to the Taxpayer

SUBPART H: TRANSMISSION PROCEDURES

Section
105.800 Overview of Transmission Procedures
105.810 Acknowledgement of Electronic Returns

SUBPART I: ADVERTISING STANDARDS

Section
105.900 Advertising Restrictions
105.910 Media Communications
105.920 Endorsement

SUBPART J: MONITORING AND SUSPENSION

Section
105.1000 Monitoring
105.1010 Suspension

AUTHORITY: Implementing and authorized by the Illinois Income Tax Act, Ill. Rev. Stat. 1991, ch. 120, par. 1-101 et seq., as amended by P.A. 87-879 [35 ILCS 5].

SOURCE: Emergency rules adopted at 17 Ill. Reg. 445, effective January 1, 1993, for a maximum of 150 days; adopted at 17 Ill. Reg. 7031, effective May 3, 1993; amended at 17 Ill. Reg. 18118, effective October 4, 1993.

SUBPART A: ELECTRONIC RETURNS

Section 105.100 Composition of an Electronic Return

- a) An electronic return consists of data transmitted to the Department electronically, and paper documents that contain information which cannot be electronically transmitted or are requested for verification; for example, taxpayer signatures and Forms W-2. In total, electronic returns contain the same information as traditionally filed paper documents.

DEPARTMENT OF REVENUE

NOTICE OF ADOPTED AMENDMENT(S)

- b) The following forms and schedules can be transmitted electronically:

- 1) IL-1040 Illinois Individual Income Tax Return,
- 2) Schedule NR Nonresident ~~Non-resident~~ and Part-Year Resident's Computation of Illinois Tax (Individual),
- 3) W-2 Wage and Tax Statement,
- 4) W-2G Statement for Certain Gambling Winnings,
- 5) 1099-R Total Distributions from Profit-sharing, Retirement Plans, Individual Retirement Arrangements, Insurance Contracts, Etc.,
- 6) US 1040 U.S. Individual Income Tax Return, and
- 7) US Schedule B Interest and Dividend Income.

- c) The non-electronic portion of the return consists of the following:
- 1) Form IL-8453, Illinois Individual Income Tax Electronic Filing Declaration; required for all electronic returns (see Subpart E of this Part),
 - 2) Copy 2 of Forms W-2, W-2G or 1099-R that would normally be attached to the front of a paper return. These must be attached to the front of Form IL-8453,

NOTE: Substitute wage and tax statement forms (U.S. 4852 or IL-4852) cannot be submitted in lieu of Forms W-2, W-2G, and 1099-R.

- 3) Required support of IL-1040 line entries for other additions or military pay subtraction, and other information documents that are voluntarily being included with the return by the taxpayer as supporting material. These documents must be attached to the back of Form IL-8453, and

- 4) A copy of the paper tax return signed by the paid preparer when the electronic filer transmits a return that was prepared by another tax preparer. This must be attached to the back of the IL-8453.

(Source: Amended at 17 Ill. Reg. 18118, effective October 4, 1993)

Section 105.120 Where to Send Electronic Returns

- a) Electronic IL-1040 returns will be transmitted to the communications processor at the Illinois Department of Revenue in Springfield, Illinois. The telephone number will be provided to accepted transmitters.

- b) Forms IL-8453 and attachments for accepted electronic IL-1040 returns must be mailed to:

Regular Mail
Illinois Dept. of Revenue
Office-of-Electronic-Filing
Exception Processing Division

or Overnight Mail

Illinois Dept. of Revenue
Office-of-Electronic-Filing
Exception Processing Division
2-221

P.O. Box 19479
Springfield IL 62794-9479

101 W. Jefferson St.
Springfield IL 62794

DEPARTMENT OF REVENUE

DEPARTMENT OF REVENUE

NOTICE OF ADOPTED AMENDMENT(S)

NOTICE OF ADOPTED AMENDMENT(S)

(Source: Amended at 17 Ill. Reg. 18118, effective October 4, 1993)

after the return has been accepted, a paper amended return, Form IL-1040-X, must be filed with the Department. (Also see 86 Ill. Adm. Code 100.9100(f)(3))

j) Electronic filers who function as electronic return originators as defined in Section 105.200(a) must:

- 1) Comply with the procedures for securing Form IL-8453, Taxpayer Declaration, as outlined in Subpart E of this Part;
- 2) Furnish copies of the signed Form IL-8453 and non-electronic portion of the electronic IL-1040 returns to the taxpayers and advise them of the information in Subpart G of this Part;
- 3) Furnish every taxpayer that has a balance due return with Form ITR-85-E, Payment Voucher;
- 4) Inform every taxpayer that has a balance due return that it is the responsibility of every taxpayer to make full and timely payment of any tax that is due. Failure to make full payment of any tax that is due on or before April 15 will result in the imposition of interest and penalties;
- 5) Retain the following material until December 31 of the filing year, unless otherwise notified by the Department:
 - A) Copies of all the material furnished to the taxpayers;
 - B) Copies of the electronically transmitted material as defined in Section 105.100(b). These copies may be retained on magnetic media; and
 - C) The acknowledgement files received from the Department or from third-party transmitters. These files may be retained on magnetic media.

NOTE: Electronic return originators who are also paid preparers of the electronic tax return must retain materials as required by the Illinois Income Tax Act (ITRA.)

- 6) Identify the paid preparer in the appropriate fields of the electronic IL-1040 return, and ensure the paid preparer's signature is included on (or with) the Form IL-8453.

k) Electronic filers who function as transmitters as defined in Section 105.200(b) must:

- 1) Transmit electronic IL-1040 returns and retrieve acknowledgement files in a timely manner. Acknowledgement files will normally be available within 24 hours after transmission. If the acknowledgement files are not retrieved within five days, the Department will contact the transmitter;
- 2) Match the acknowledgement files to the original transmission files. Returns acknowledged as accepted will be considered filed returns. Returns acknowledged as rejected must be corrected and re-transmitted, if possible. Returns that cannot be re-transmitted must be filed on paper form IL-1040;
- 3) Contact the Office of Electronic Filing for assistance if returns have been rejected after three attempts, or if acknowledgements are received for returns that were not in the original transmissions;
- 4) Ensure the security and confidentiality of all transmitted data;

Section 105.230 Responsibilities of Electronic Filers

a) All electronic filers must comply with the requirements and specifications set forth in this Part and, if applicable, IL-1346 (See Section 105.400(c)(2)).

b) Electronic filers can only accept returns for electronic filing directly from the taxpayer, or from other electronic filers who have been accepted into the Illinois electronic filing program.

c) Electronic filers who collect prepared tax returns for electronic filing (electronic return collectors) must treat each such collection or drop-off point (physical location) for electronic returns as a separate entity that must submit an application and be accepted as an electronic filer. Each entity will be treated as an electronic return originator and have the same responsibilities.

d) Electronic filers who charge a fee for the electronic transmission of the return must not base the fee on a percentage of the refund amount.

e) Electronic filers must not stockpile returns for electronic transmission prior to receiving official acceptance into the program or at any time while participating in the program.

f) Electronic filers must submit a revised application to the Department to update the information contained on their most current application (Form IL-8633) or information update form (EFS-15) when there are changes such as:

- 1) the firm name or doing business as (DBA) name(s),
- 2) any address, telephone or contact representative,
- 3) the electronic filing functions performed, or
- 4) the organization's ownership.

g) Electronic filers must ensure electronic returns are filed in a timely manner. The receipt date of the electronic transmission will constitute the receipt date of the return if it is acknowledged as accepted by the Department. Any return acknowledged as rejected by the Department will be considered not filed. In order to be timely filed, a return must be received by April 15. Any late-filed electronic returns transmitted to the Department must be received prior to midnight on April 22. The Department's communications processor will not accept return transmissions after that time. However, the communications processor will be available for the transmitter to retrieve acknowledgement files through April 29. Any return filed on April 22 and not acknowledged as accepted must be filed on paper.

h) Electronic filers must immediately contact the Office of Electronic Filing if an acknowledgement has not been available after 36 hours from the transmission of the return.

i) Electronic filers cannot recall or intercept electronically filed IL-1040 returns after the returns have been acknowledged as accepted. If the electronic filer or the taxpayer wishes to change any entries

NOTICE OF ADOPTED AMENDMENT(S)

- 5) Follow the instructions provided in Subpart H of this Part, Transmission Procedures; and
- 6) Retain copies of all the acknowledgement files received from the Department. These may be retained on magnetic media. This material should be retained until December 31 of the filing year unless notified otherwise by the Department.

- 1) Transmitters who provide transmission services to other electronic filers must also:

- 1) Accept electronic IL-1040 returns for transmission to the Department communications processor only from electronic filers accepted in the Illinois program; and
- 2) Provide each of their clients with the acknowledgement files for their transmitted returns within 24 hours after receipt of the acknowledgements from the Department. Failure to comply could lead to suspension from the program (See Section 105.1010).

- m) Electronic filers who function as software developers as defined in Section 105.200(C)(a)(4) must:

- 1) Correct software errors that cause electronic returns to be rejected. Correct these errors quickly to ensure the timely transmission of electronic returns;
- 2) Expeditiously distribute corrections to all electronic filers utilizing these products; and
- 3) Ensure that if their software products will be used for transmitting by multiple electronic filers at the same time, their software has the capability of combining returns from these electronic filers into one Department transmission file, taking into account the Declaration Control Number assignments and requirements specified in Section 105.510.

(Source: Amended at 17 Ill. Reg. 18118, effective October 4, 1993)

SUBPART C: APPLICATIONS

Section 105.300 General Information

- a) Generally, previous applicants will be issued a Department information update form (EPS-15). Follow instructions included with the form and respond only when changes are necessary accordingly.
- b) New applicants must submit application Form IL-8633.
- c) Use only the official Form IL-8633 or a substitute form that duplicates the application in format, language, content, color and size.

(Source: Amended at 17 Ill. Reg. 18118, effective October 4, 1993)

Section 105.310 Where to Apply

NOTICE OF ADOPTED AMENDMENT(S)

Applications and update forms should be sent to:

Illinois Dept. of Revenue
Office of Electronic Filing
Central Registration
P.O. Box 19479 19030
Springfield IL 62794-9479 9030

(Source: Amended at 17 Ill. Reg. 18118, effective October 4, 1993)

Section 105.320 Who Must Apply

- a) All organizations or individuals must submit an application ~~or respond to the information update form EPS-15~~ to participate in the program. Applications that are incomplete or improperly signed will be returned to the applicants. The Department reserves the right to limit electronic filing applicants.
- b) All applications and update forms must be signed by a firm official or person authorized to act for the firm in legal and/or tax matters. The name, title and social security number of this person must appear on the application.
- c) Applications and update forms should be submitted as early as possible to allow the Department time to process the applications prior to the beginning of the electronic filing period.

(Source: Amended at 17 Ill. Reg. 18118, effective October 4, 1993)

Section 105.340 EFIN and ETIN Assignments

- a) The Department will require the participants in this electronic filing program to be participants in good standing in the IRS program.
- 1) The IRS assigns each applicant an Electronic Filing Identifier (EFIN) and a password to each software developer. This same EFIN will be used in the Illinois program and must be included on the application. An Illinois EFIN will be assigned upon special request.
- 2) The IRS assigns an Electronic Transmitter Identification Number (ETIN) and a password to each software developer. This same EFIN will be used in the Illinois program and must be included on the application. However, a separate password will be issued by Illinois.
- 3) The EFINs, ETINs and Illinois passwords cannot be transferred and must be kept secure.
- b) EFINs are assigned based on the IRS district office that serves the area where the applicant is located. The EFIN is used in the construction of the Declaration Control Number (DCN) and indicates the identity of the electronic return originator.
- c) ETINs are assigned based on the IRS service center where the federal

NOTICE OF ADOPTED AMENDMENT(S)

NOTICE OF ADOPTED AMENDMENT(S)

transmissions will be sent. The ETIN and Illinois password allow access to the Department's communications processor and identify the transmitter. During the testing phase, a test password will be used which allows access only to the test environment. A different password will be assigned for production transmission.

- d) Participants functioning solely as software developers will only be allowed to use their ETIN and password in the test environment. This ETIN and password will not be used in the production environment.

(Source: Amended at 17 Ill. Reg. 18118, effective October 4, 1993)

Section 105.410 Suitability Checks

- a) Suitability checks will be performed on all applicants.
- b) The Department will complete the suitability check as soon as possible. Until an applicant passes suitability, returns cannot be transmitted.
- c) If an applicant is denied, the Department will send a letter explaining the reasons for denial rejection. If an applicant who was denied rejected attempts to transmit returns, all returns will be rejected.
- d) Listed below are some reasons that an applicant may be denied acceptance into the program:
- 1) Failure to pass the IRS suitability checks;
 - 2) Failure to file accurate and timely tax returns, both business and personal;
 - 3) Failure to pay any State of Illinois personal or business tax liability, penalty, or interest;
 - 4) Material misrepresentation on any application.

(Source: Amended at 17 Ill. Reg. 18118, effective October 4, 1993)

Section 105.420 Who Must Test

- a) All software developers whose software formats tax returns, or transmits return information directly to the Department communications processor, must pass the IPATS test ~~before their citizens' returns will be accepted electronically~~ (See Section 105.450).
- b) All electronic filers who transmit directly to the Department must successfully complete the IPATS test. Hardware and software differences may exist in their systems that could cause transmission problems. This also ensures that electronic filers purchasing accepted software are able to use it to transmit test returns prior to transmitting production returns.
- c) Applicants who function solely as electronic return originators and will not transmit directly to the Department do not need to test.

(Source: Amended at 17 Ill. Reg. 18118, effective October 4, 1993)

Section 105.470 Acceptance

- a) The Department will send applicants notification of acceptance to participate in the program after passing suitability and IPATS testing, if applicable. The transmitter's password for production processing will be enclosed.
- b) Electronic return originators must verify that their software and transmission service have ~~has~~ been accepted before accepting or transmitting production returns. Acceptance into the program is conditioned upon the use of accepted software and transmission services.
- c) Transmitters must not accept electronic returns for transmission until they have been accepted and assigned a production password authorizing access to the Department's electronic filing system.
- d) Software developers must not distribute their software until they have been notified of acceptance.
- e) Accepted electronic filers can begin transmitting production returns to the Department on the same date each year as is set by the IRS for the transmission of federal returns. If there is a change in this date, all accepted participants will be notified.
- f) Generally, the Department's communications processor is available 24 hours a day.
- g) If the electronic filing system will be unavailable for any length of time, the Department will provide instructions to accepted participants.

(Source: Amended at 17 Ill. Reg. 18118, effective October 4, 1993)

Section 105.510 Instructions

Sequence of events and general information

- 1) An electronic return originator prepares the return, computes the tax based on the information the taxpayer provides, and accepts the return for the purpose of electronic filing; or collects prepared tax returns for the purpose of electronic filing.
- 2) After the return has been prepared and before the return is transmitted electronically, the taxpayer must verify the information on the return and sign the Form IL-8453. Both signatures are required on a joint return. A file copy of the prepared return must be provided to the taxpayer at the time of the signature. The copy should be retained by the taxpayer, and not forwarded to the Department.
- 3) Practitioners are prohibited from allowing taxpayers to sign a blank tax return. A blank Form IL-8453 is the same as a blank tax return; therefore, electronic return originators are also

NOTICE OF ADOPTED AMENDMENT(S)

- prohibited from allowing taxpayers to sign a blank IL-8453.
- 4) After Form IL-8453 has been completed and signed by the taxpayer, the electronic return originator, and preparer (if applicable), the transmitter will send the electronic portion of the return to the Department in accordance with the file specifications in the IL-1346.
 - 5) By transmitting the electronic portion of the return, the electronic filer is confirming that the IL-8453 has been accurately completed and signed.
 - 6) Electronic filers must mail IL-8453s within 24 hours after receipt of acknowledgement that the corresponding returns were accepted.
 - 7) Beginning on the first day of the electronic filing season, and daily thereafter throughout the filing period, the electronic return originator will mail IL-8453s to the Department. The electronic return originator must include forms for all electronic returns that have been acknowledged as accepted by the Department.
 - 8) If a return is acknowledged as rejected, the IL-8453 must be held until the return is successfully re-transmitted. If the return cannot be re-transmitted, the IL-8453 should be destroyed and any withholding forms should be retained to attach to a paper Form IL-1040.
 - 9) Receipt of IL-8453s will be closely monitored by the Department. If an IL-8453 is missing 10 days after receipt of the electronic IL-1040 return, the electronic return originator will be contacted. If the electronic return originator does not provide the Department with a Form IL-8453 that includes the taxpayer's original signature and withholding forms within 10 days after the electronic return originator is contacted, the taxpayer will be notified.

NOTE: If excessive contacts with the ERO are required to obtain missing Forms IL-8453, the ERO may be subject to suspension from the Illinois electronic filing program.

b) Completing and mailing Form IL-8453

- 1) The Declaration Control Number (DCN) is a 14-position serial number assigned to each electronic return. The DCN must be clearly printed or typed (one position per box) in the spaces provided at the top of each Form IL-8453. The DCN must match the DCN of the accepted electronic return.
- 2) If the taxpayer received a mailing label from the Department, affix it to the name and address area of Form IL-8453. Mark through any errors on the label and print the correct information on the label. Otherwise, type or print the taxpayer's name, address, and social security number in spaces provided on the form. The Form IL-8453 address must be the same as the address on the electronic IL-1040 return.
- 3) Tax Return Information must be completed. Enter only whole dollar amounts. These amounts must match the corresponding

NOTICE OF ADOPTED AMENDMENT(S)

- 4) entries on the electronic IL-1040 return.
The Declaration and Signature of Taxpayer must contain the taxpayer's original signature(s). Electronic return originators must obtain the signature(s) from their clients prior to transmitting the electronic return to the Department. The electronic return originator will be contacted for missing taxpayer signatures. If an IL-8453 providing original taxpayer signature(s) is not received within 14 to 10 days after the electronic return originator is contacted, the taxpayer will be notified.

NOTE: If excessive contacts with the ERO are required, the ERO may be suspended from the program.

- 5) The Declaration and Signature of Electronic Return Originator and Signature of Paid Preparer must be completed and signed by the electronic return originator and the paid preparer. When the electronic return originator and the paid preparer are the same entity, the paid preparer box must also be checked. When the electronic return originator and the paid preparer are different, a copy of the IL-1040, signed by the preparer, must be attached to the IL-8453. A collector who is not the preparer of the return but collected the return for electronic filing (transmission) purposes must sign as the electronic return originator and date the declaration, enter the firm's name and address, enter the firm's FEIN, and provide the firm's telephone number. There is no requirement to provide a Social Security number in this case.

- 6) Forms W-2, W-2G, and 1099-R must be attached to the front of the IL-8453 (bottom left). The electronic return originator will be contacted if these forms are missing. If a replacement IL-8453 providing the withholding forms (originals or copies) is not received by the Department within 14 to 10 days after the electronic return originator is contacted, the taxpayer will be notified. IRS or Illinois forms 4852, or any other substitute wage and tax statement, cannot be attached to the IL-8453 (or submitted later) in lieu of Forms W-2, W-2G, or 1099-R. (See Section 105.110(c), Exclusions from Electronic Filing.)

NOTE: If excessive contacts with the ERO are required to obtain missing withholding forms, the ERO may be subject to suspension from the Illinois electronic filing program.

- 7) The IL-8453s should be secured by paper clip, rubber band, or string in quantities of 100 or less. They should be in ascending order by DCN. Each IL-8453 should consist of the non-electronic portion of the tax return as detailed in Section 105.100(c), Composition of an Electronic Return.
- 8) Mail in either envelopes or cartons to one of the addresses listed below:

Regular Mail or Overnight Mail
Illinois Dept. of Revenue Illinois Dept. of Revenue

DEPARTMENT OF REVENUE

NOTICE OF ADOPTED AMENDMENT(S)

Office-Of-Electronic-Filing
Exception Processing Division
 P.O. Box 19479
 Springfield IL 62794-9479

Office-of-Electronic-Filing-3-24
Exception Processing Division
2-221
 101 W. Jefferson St.
 Springfield IL 62794

(Source: Amended at 17 Ill. Reg. 18118, effective
 October 4, 1993)

DEPARTMENT OF REVENUE

NOTICE OF ADOPTED RULES

1) Heading of the Part: Payment of Taxes by Electronic Funds Transfer

2) Code Citation: 86 Ill. Adm. Code 750

3) Section Numbers: Adopted Action:

750.100	New Section
750.200	New Section
750.300	New Section
750.400	New Section
750.500	New Section
750.600	New Section
750.700	New Section
750.800	New Section
750.900	New Section

4) Statutory Authority: P.A. 87-1132 as amended by P.A. 87-1246

5) Effective Date of Amendment(s): October 4, 1993

6) Does this rulemaking contain an automatic repeal date? No

7) Does this amendment contain incorporations by reference? No

8) Date Filed in Agency's Principal Office: October 4, 1993

9) Notice of Proposal Published in Illinois Register:

Issue 24, June 11, 1993, 17 Ill. Reg. 8450

10) Has ICAR issued a Statement of Objections to these Amendments?: No.

11) Differences between proposal and final version: The following changes were made at the behest of the Joint Committee on Administrative Rules:

1. The Table of Contents was amended by changing the title of Section 750.700 to "Payment Transmission Errors" to conform the title to the title of the Section appearing in the text of the rules.
2. In Section 750.200, the word "cleared" in the last line of the definition of the term "ACH Debit" was changed to "clears."
3. In Section 750.200, the definition of "Electronic Funds Transfer" was changed to read "Electronic Funds Transfer" or "EFT".
4. Section 750.300(a)(2)(A) line 4, was amended to add commas after "and" and "1995".

NOTICE OF ADOPTED RULES

NOTICE OF ADOPTED RULES

5. Section 750.300(a)(2)(B) line 5, was amended to add a comma after "and".
6. Section 750.300(b)(4) line 6, was amended to delete the two superfluous periods after "etc."
7. Section 750.600(d)(1) was amended to change "initiators" to "initiator's".
8. Section 750.800 line 1, was amended by adding a comma after the word "transfer".
9. Section 750.900(a) line 5, was amended by capitalizing the first letter of the word "Act".
10. Section 750.900(c)(1) line 3, was amended by replacing the semi-colon after the word "taxpayer" with a period and moving the phrase "For example" from subsection 750.900(c)(1)(A) to directly after the word "taxpayer" in Section 750.900(c)(1).
11. Section 750.900(c)(1)(B) line 3 was amended by replacing the period after the word "Department" with a semi-colon.
- 12) Have all the changes agreed upon by the agency and ICAR been made as indicated in the agreement letter issued by ICAR? The above-referenced changes suggested by ICAR were not included in an agreement letter. No agreement letter was issued by ICAR with respect to this rulemaking.

13) Will this amendment replace an emergency amendment currently in effect? No

14) Are there any amendments pending on this Part?: No

15) Summary and Purpose of Amendment(s): This rulemaking implements "AN ACT in relation to payment of taxes by electronic funds transfer." P.A. 87-1132 as amended by P.A. 87-1246) Under the Act, certain Illinois taxpayers with large tax payment obligations will be required to pay taxes to the Department by electronic funds transfer beginning October 1, 1993. The rules set forth the scope of the program and provide definitions of the various terms used. The rules provide detail as to the payments required to be made by electronic funds transfer and explain the eligibility determination and taxpayer notification process. Section 750.500 sets forth the rules on voluntary program participation. Section 750.600 provides an explanation of the methods of electronic funds transfer payments. The rules also set forth policies relative to payment transaction errors, require notification of the Department by taxpayers

when certain previously supplied information is changed and set forth provisions concerning due dates for payments.

16) Information and questions regarding this adopted amendment shall be directed to:

Keith W. Staats
Staff Attorney
Legal Services Bureau
Illinois Department of Revenue
101 West Jefferson
Springfield, Illinois 62794
Phone: (217) 782-7054

The full text of the Adopted Rule begins on the next page:

TITLE 86: REVENUE
CHAPTER I: DEPARTMENT OF REVENUE
PART 750
PAYMENT OF TAXES BY ELECTRONIC FUNDS TRANSFER

Section	Scope of the Program and Rules
750.100	Definitions
750.200	Payments Required to be Paid by Electronic Funds Transfer
750.300	Eligibility Determination and Taxpayer Notification
750.400	Voluntary Program Participation
750.500	Methods of Electronic Funds Transfer Payment
750.600	Payment Transmission Errors
750.700	Department Notification Requirement
750.800	Due Date; General Provisions

AUTHORITY: Implementing and authorized by "AN ACT in relation to payment of taxes by electronic funds transfer, amending named Acts" (P.A. 87-1132 as amended by P.A. 87-1246).

SOURCE: Adopted at 17 Ill. Reg. 18132, effective October 4, 1993.

Section 750.100 Scope of the Program and Rules

- a) Public Act 87-1132, as amended by P.A. 87-1246, requires Illinois taxpayers with liabilities for income taxes and occupation and use taxes exceeding established thresholds to pay their tax liabilities by electronic funds transfer beginning in October 1993. The law provides that the statutory thresholds are calculated by tax type. In other words, a taxpayer with both retailers' occupation tax liability and income tax liability will not have those tax liabilities combined when determining eligibility for the program. In addition, income tax withholding and a taxpayer's estimated income tax liabilities are separately considered in determining eligibility. The threshold for required participation in the program is to be phased in over a three year period.
- b) Electronic funds transfer replaces the physical movement and handling of paper checks with electronic instructions to financial institutions to transfer funds between accounts of those making and receiving payments.
- c) Use of electronic funds transfer is intended to:
- 1) make the payment of taxes easier for taxpayers;
 - 2) enhance state revenues through acceleration of the collection mechanism for taxes; and
 - 3) improve enforcement and compliance through the elimination of the delays and uncertainties which result from mailing and manually processing paper returns and tax payments.

Section 750.200 Definitions

The following meanings are to be given to the terms used in this Part:

"ACH" or "Automated Clearing House" means a central distribution and settlement point for the electronic clearing of debits and credits between financial institutions rather than the physical movement of paper items. The term includes any Federal reserve bank, or an organization established by agreement with the National Automated Clearing House Association, which operates as a clearing house for transmitting or receiving entries between banks and/or bank accounts and which authorizes an electronic transfer of funds between such banks or bank accounts.

"ACH Credit" means an electronic transfer in which the taxpayer, through its own bank, originates an entry for deposit with the Department.

"ACH Debit" means the electronic transfer of funds from the taxpayer's account which is generated upon the taxpayer's instruction and clears the ACH for deposit with the Department.

"Department" means the Illinois Department of Revenue.

"Electronic Funds Transfer" or "EFT" means a transfer of funds, other than a transaction originated by check, draft or similar paper instrument, which is initiated through an electronic terminal, telephone, or computer or magnetic tape so as to order, instruct or authorize a financial institution to debit or credit an account.

"Federal Reserve Wire Transfer" (hereinafter referred to as "Fedwire") means any transaction utilizing the national electronic payment system to transfer funds through Federal Reserve Banks. For purposes of the electronic funds transfer program a Fedwire is similar to an ACH Credit in that the taxpayer originates a transaction utilizing the Federal Reserve banking system, debiting its own bank account and crediting the State Treasury for the amount of a tax payment.

"Payment Information" means the data which the Department requires of a taxpayer making an EFT payment.

"TXP Banking Convention" means a technical format for the communication of limited tax remittance data accompanying a payment through the Automated Clearing House (ACH) System. This convention includes a list of standard tax type codes and account type codes.

"Taxpayer" means any person required or permitted to remit an

NOTICE OF ADOPTED RULES

amount by the electronic transfer of funds. For purposes of these rules, "person" includes any individual, firm, partnership, joint venture, association, corporation, estate, limited liability company, trust, business trust, receiver, syndicate, or other group or combination acting as a unit and also includes any political subdivision, municipality, state agency, bureau, or department and includes the plural as well as the singular number.

Section 750.300 Payments Required to be Paid by Electronic Funds Transfer

- a) Income tax payments
 - 1) Beginning on October 1, 1993, certain withholding tax payments and estimated income tax payments will be required to be paid by electronic funds transfer. The threshold amounts are set by law, change over time, and are detailed below.
 - 2) *Beginning on October 1, 1993, a taxpayer who has an average monthly tax liability of \$150,000 or more under Article 7 of the Act shall make all payments required by rules of the Department by electronic funds transfer. Beginning October 1, 1993, a taxpayer who has an average quarterly estimated tax payment obligation of \$450,000 or more under Article 8 of the Act shall make all payments required by rules of the Department by electronic funds transfer.* (Section 6.01 of the Illinois Income Tax Act (Ill. Rev. Stat. 1991, ch. 120, par. 6-601) [35 ILCS 5/601] ("the IITA"))
 - A) Beginning on October 1, 1994, the threshold for taxpayers with withholding liability under Article 7 of the IITA drops to an average monthly liability of \$100,000, and, beginning on October 1, 1995, the threshold drops to an average monthly liability of \$50,000.
 - B) Beginning on October 1, 1994, the threshold for taxpayers with liability for estimated tax payments under Article 8 of the IITA drops to an average quarterly estimated tax payment obligation of \$300,000, and, beginning on October 1, 1995, the threshold drops to an average quarterly estimated tax payment obligation of \$150,000.
- 3) The Department will only require payments by electronic funds transfer in those circumstances in which it is cost-effective for the Department to receive payments by electronic funds transfer and where receipt of payments by electronic funds transfer is consistent with the Department's tax processing capabilities.
- 4) Taxpayers over the statutory thresholds will only be required to make certain types of income tax payments by electronic funds transfer.
 - A) Taxpayers with income tax withholding liabilities over the statutory thresholds shall make IL-501 payments by electronic funds transfer. All other withholding payments by those taxpayers shall be made by

NOTICE OF ADOPTED RULES

- conventional means.
- B) Corporate taxpayers with estimated income and replacement tax liabilities over the statutory thresholds shall make IL-1120 ES payments and IL-505B payments by electronic funds transfer.
 - C) Individual taxpayers with estimated income tax liabilities over the statutory thresholds shall make IL-1040 ES and IL-505I payments by electronic funds transfer.
 - D) Any other taxpayers not listed above that incur estimated income tax liabilities over the statutory thresholds will, upon contact by the Department, be required to make subsequent estimated payments by electronic funds transfer as directed by the Department.
- b) State and local occupation and use tax payments
 - 1) Beginning on October 1, 1993, the Department will require certain accelerated state and local occupation and use tax payments to be made by electronic funds transfer. The Department will only require that accelerated payments for taxpayers over the thresholds stated below be made by electronic funds transfer.
 - 2) *Beginning October 1, 1993, a taxpayer who has an average monthly tax liability of \$150,000 or more shall make all payments required by rules of the Department by electronic funds transfer.* (Section 3 of the Retailers' Occupation Tax Act (Ill. Rev. Stat. 1991, ch. 120, par. 442) [35 ILCS 120/3] ("the ROT"))
 - A) Beginning October 1, 1994, the threshold for taxpayers required to make payments by electronic funds transfer drops to those taxpayers with average monthly tax liability of \$100,000.
 - B) Beginning October 1, 1995, the threshold for taxpayer's required to make payments by electronic funds transfer drops to those taxpayers with average monthly tax liability of \$50,000.
 - 3) The Department will only require payments by electronic funds transfer in those circumstances in which it is cost-effective for the Department to receive payments by electronic funds transfer and where receipt of payments by electronic funds transfer is consistent with the Department's tax processing capabilities.
 - 4) Taxpayers over the statutory thresholds will only be required to make RR-3 sales tax accelerated quarter-monthly payments by electronic funds transfer. Any other payments which accompany a tax return (for example, ST-1 return payments, ST-1-X return payments, 556 return payments, PST-3 return payments, etc.) may not be paid by electronic funds transfer.

NOTICE OF ADOPTED RULES

Beginning in 1993, before August 1, the Department shall notify all taxpayers required to make payments by electronic funds transfer. For all years after 1993, the Department will notify, before August 1, only those taxpayers who become required to make payments by electronic funds transfer. All taxpayers required or permitted to make payments by electronic funds transfer shall make such payments for a minimum of one year beginning on October 1.

Section 750.500 Voluntary Program Participation

- a) Any taxpayer who is not required to make estimated or accelerated payments by electronic funds transfer is encouraged to seek the permission of the Department to make payments by electronic funds transfer.
- b) Taxpayers who wish to voluntarily participate in the electronic funds transfer program must file an application for participation with the Department. Taxpayers should be aware that it will generally take a minimum of 60 days for the Department to process a request for voluntary participation in the electronic funds transfer program.
- c) In determining whether to grant or deny an application for participation the Department will consider the filing and payment history of the taxpayer, the average amount of payments made by the taxpayer and the cost to the Department of the taxpayer's participation in the program versus the cost to the Department of processing traditional forms of payment from the taxpayer.
- d) Once an applicant has been approved as a voluntary participant, all required payments must be made by electronic funds transfer for the next twelve months. Voluntary participants may not switch back and forth between electronic funds transfer and payment by check or draft. Failure to pay by the due date by electronic funds transfer may be grounds for dismissal from voluntary participation in the program.

Section 750.600 Methods of Electronic Funds Transfer Payment

- a) There are two primary methods for payment by electronic funds transfer under the program, along with one emergency backup method. These methods are ACH Debit, ACH Credit and Fedwire. Taxpayers may use either the ACH Debit or Credit methods for payment. Fedwire is only offered as an emergency backup method of payment.
- b) To use the ACH debit option taxpayers must place a toll-free call to the Department's data collection service and provide the appropriate account number and required tax payment information. The data collection service will then provide the taxpayer with a unique "confirmation number" to acknowledge the call. The call must be placed by 3:30 pm Central Standard Time at least one day prior to the due date for the payment. The data collection service will initiate the ACH debit to the taxpayer's account the same day the taxpayer calls the Department and a credit to the Department's account will be made the following day. When a taxpayer chooses this payment option, the Department will provide the taxpayer with a detailed set of

technical instructions related to the payment mechanism.

- c) To use the ACH credit option, the taxpayer initiates a credit by instructing its bank to transfer the tax due from the taxpayer's account to the Department's account. The taxpayer's bank will then insert a "trace number" into the payment transaction to be used as a payment verification. In addition to the payment amount, taxpayer account posting information is sent with the funds transfer using the TXP convention. This is a standard format developed for use by all states accepting tax payments by means of ACH credit. A copy of the TXP convention is provided as a portion of the technical instructions provided to taxpayers making payment in this form.
- 1) The ACH Credit must be initiated at least one day prior to the due date of the payment so the funds are available on the due date.
- 2) Before choosing this option on the registration form, a taxpayer should contact its bank to determine what ACH services are offered by the bank.
- d) The Fedwire option for payment is offered by the Department only as a backup method. If for some reason a taxpayer is unable to initiate an ACH debit or ACH credit one day prior to the due date of the tax, Fedwire is the only electronic alternative method available to avoid late payment penalties and interest. If this backup method is used, the taxpayer's bank must initiate the Fedwire by noon Central Standard Time on the tax due date.
- 1) Fedwires have costs associated with them for both the initiator and the receiver. A taxpayer using this option will be required to pay the initiator's fee, and the receiver fee will be charged to the Department.
- 2) To effectively credit the payment information to the taxpayer's account, the Department's standard Fedwire format (the Department requires the same data as the TXP convention) information should be entered by taxpayer's bank as part of the Fedwire transaction. The taxpayer's bank should provide taxpayer with a paper copy of the transmission for taxpayer's records. A copy of the Department's standard Fedwire format is included in the technical instructions provided all program participants.
- 3) Fedwire is not a routine electronic funds transfer option. If a taxpayer uses this emergency backup option, taxpayer must contact the Department by telephone in advance to provide notification of the emergency situation.

Section 750.700 Payment Transmission Errors

- a) If a taxpayer does not make a correct payment of tax for a particular period, such taxpayer shall, on the nearest business day to the date on which the error is discovered, contact the Department's EFT unit.
- b) If the taxpayer error involves an underpayment of tax, the taxpayer must make appropriate arrangements to initiate payment for the amount of the underpayment and penalties and interest.

DEPARTMENT OF REVENUE

NOTICE OF ADOPTED RULES

- c) A failure to make an electronic funds transfer payment on or before the due date because of circumstances under the taxpayer's control, including but not limited to insufficiency of funds in the taxpayer's account or a direct payment to the Department using an unauthorized payment method, may result in the imposition of penalties and interest.

Section 750.800 Department Notification Requirement

Taxpayers submitting payments by electronic funds transfer, under either the mandatory or voluntary electronic funds transfer programs, must notify the Department of any change of address, change of bank, or other change which may affect the taxpayer's ability to remit payment on or before the date the tax liability is due.

Section 750.900 Due Date; General Provisions

- a) Taxpayers who are required to remit tax payments through electronic funds transfer and voluntary program participants must initiate the transfer so that the amount due is deposited as collected funds to the Department's account on or before the due date under the appropriate tax Act. Taxpayers should be aware that the provisions of Section 1.25 of the Statute on Statutes (Ill. Rev. Stat. 1991, ch. 1, par. 1026) [5 ILCS 70/1.25] do not apply to payments made by electronic funds transfer as the payments are not transmitted by mail.
- b) The electronic funds transfer method of payment does not change any current filing requirements for tax returns.
- c) In addition to the provisions for reasonable cause for late payment under the applicable tax laws, for electronic funds transfer purposes, reasonable cause for late payment by electronic funds transfer includes the following:
- 1) The inability to gain access to the EFT system on the required date because of a system failure beyond the reasonable control of the taxpayer. For example:
 - A) In the case of ACH debit transactions, the taxpayer is unable to make telephone contact with the system to provide an instruction to transfer funds from the taxpayer's account, or
 - B) In the case of ACH credit transactions, the taxpayer's bank is unable to gain access to the ACH network to arrange for a deposit of funds with the Department;
 - 2) The failure of the electronic funds transfer system to properly apply a payment; or
 - 3) The failure of the electronic funds transfer system to issue proper verification of receipt of payment information.

DEPARTMENT OF REVENUE

NOTICE OF ADOPTED AMENDMENTS

- 1) Heading of the Part: Retailers' Occupation Tax
- 2) Code Citation: 86 Ill. Adm. Code 130
- 3) Section Numbers: Adopted Action:
130.1001 Amendment
130.1801 Amendment
- 4) Statutory Authority: Ill. Rev. Stat. 1991, ch. 120, par. 440 et seq. [35 ILCS 120/1 et seq.]
- 5) Effective Date of Amendment(s): October 4, 1993
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this amendment contain incorporations by reference? No
- 8) Date Filed in Agency's Principal Office: October 4, 1993
- 9) Notice of Proposal Published in Illinois Register:
Issue #20, May 14, 1993, 17 Ill. Reg. 6955
- 10) Has JCAR issued a Statement of Objections to these Amendments? No
- 11) Differences between proposal and final version: The following changes were made in the rulemaking in response to a request of the Joint Committee on Administrative Rules:
 1. In the main source note we deleted "et seq." from the citations to the Illinois Revised Statutes and the Illinois Compiled Statutes.
 2. In the last line of Section 130.1001(a) a comma after the word "see" was deleted.
 3. In Section 130.1001(c) line 3, a comma was added after the word "Article".
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? The above-referenced changes requested by JCAR were not included in an agreement letter. No agreement letter was issued by JCAR with respect to this rulemaking.
- 13) Will this amendment replace an emergency amendment currently in effect? No
- 14) Are there any amendments pending on this Part? Yes

DEPARTMENT OF REVENUE

NOTICE OF ADOPTED AMENDMENTS

Section Numbers	Proposed Action	IL Register Citation
-----------------	-----------------	----------------------

130.535	Amendment	6/11/93, 17 Ill. Reg. 8461
130.901	Amendment	9/24/93, 17 Ill. Reg. 15501
130.905	Amendment	9/24/93, 17 Ill. Reg. 15501

- 15) Summary and Purpose of Amendment(s): This rulemaking amends the Retailers' Occupation Tax Act rules in response to adoption of Department rules entitled Public Information, Rulemaking and Organization (2 Ill. Adm. Code 1200). Section 130.1001 is amended to state that 2 Ill. Adm. Code 1200 contains the Department's rules on the effect of Private Letter Rulings and General Information Letters issued by the Department. Section 130.1801 is amended to provide that powers of attorney may be granted to authorize taxpayer representatives to request Private Letter Rulings on behalf of taxpayers.

- 16) Information and questions regarding this adopted amendment shall be directed to:

Keith W. Staats
Staff Attorney
Legal Services Bureau
Illinois Department of Revenue
101 West Jefferson
Springfield, Illinois 62794
Phone: (217) 782-7054

The full text of the Adopted Amendment begins on the next page:

DEPARTMENT OF REVENUE

NOTICE OF ADOPTED AMENDMENT(S)

TITLE 86: REVENUE
CHAPTER I: DEPARTMENT OF REVENUE

PART 130

RETAILERS' OCCUPATION TAX

SUBPART A: NATURE OF TAX

Section
130.101
130.105
130.110
130.111
130.115
130.120

Character and Rate of Tax
Responsibility of Trustees, Receivers, Executors or Administrators
Occasional Sales
Sale of Used Motor Vehicles by Leasing or Rental Business
Habitual Sales
Nontaxable Transactions

SUBPART B: SALE AT RETAIL

Section
130.201
130.205
130.210
130.215
130.220

The Test of a Sale at Retail
Sales for Transfer Incident to Service
Sales of Tangible Personal Property to Purchasers for Resale
Further Illustrations
Sales to Lessors of Tangible Personal Property

SUBPART C: CERTAIN STATUTORY EXEMPTIONS

Section
130.305
130.310
130.315
130.320
130.321
130.325
130.330
130.335
130.340
130.345
130.350

Farm Machinery and Equipment
Food, Drugs, Medicines and Medical Appliances
Fuel Sold for Use in Vessels on Rivers Bordering Illinois
Gasohol
Fuel Used by Air Common Carriers in International Flights
Graphic Arts Machinery and Equipment Exemption
Manufacturing Machinery and Equipment
Pollution Control Facilities
Rolling Stock
Oil Field Exploration, Drilling and Production Equipment
Coal Exploration, Mining, Off Highway Hauling, Processing, Maintenance and Reclamation Equipment

SUBPART D: GROSS RECEIPTS

Section
130.401
130.405
130.410
130.415
130.420

Meaning of Gross Receipts
How to Avoid Paying Tax on State Tax Passed on to the Purchaser
Cost of Doing Business Not Deductible
Transportation and Delivery Charges
Finance or Interest Charges--Penalties--Discounts

DEPARTMENT OF REVENUE

NOTICE OF ADOPTED AMENDMENT(S)

130.425 Traded-In Property
 130.430 Deposit or Prepayment on Purchase Price
 130.435 State and Local Taxes Other Than Retailers' Occupation Tax
 130.440 Penalties
 130.445 Federal Taxes
 130.450 Installation, Alteration and Special Service Charges

SUBPART E: RETURNS

Section
 130.501 Monthly Tax Returns--When Due--Contents
 130.502 Quarterly Tax Returns
 130.505 Returns and How to Prepare
 130.510 Annual Tax Returns
 130.515 First Return
 130.520 Final Returns When Business is Discontinued
 130.525 Who May Sign Returns
 130.530 Returns Covering More Than One Location Under Same Registration--Separate Returns for Separately Registered Locations
 130.535 Payment of the Tax, Including Quarter Monthly Payments in Certain Instances
 130.540 Returns on a Transaction by Transaction Basis
 130.545 Registrants Must File a Return for Every Return Period
 130.550 Filing of Returns for Retailers by Suppliers Under Certain Circumstances
 130.551 Prepayment of Retailers' Occupation Tax on Motor Fuel
 130.555 Vending Machine Information Returns
 130.560 Verification of Returns

SUBPART F: INTERSTATE COMMERCE

Section
 130.601 Preliminary Comments
 130.605 Sales of Property Originating in Illinois
 130.610 Sales of Property Originating in Other States

SUBPART G: CERTIFICATE OF REGISTRATION

Section
 130.701 General Information on Obtaining a Certificate of Registration
 130.705 Procedure in Disputed Cases Involving Financial Responsibility Requirements
 130.710 Procedure When Security Must be Forfeited
 130.715 Sub-Certificates of Registration
 130.720 Separate Registrations for Different Places of Business of Same Taxpayer Under Some Circumstances
 130.725 Display
 130.730 Replacement of Certificate
 130.735 Certificate Not Transferable

DEPARTMENT OF REVENUE

NOTICE OF ADOPTED AMENDMENT(S)

130.740 Certificate Required For Mobile Vending Units
 130.745 Revocation of Certificate

SUBPART H: BOOKS AND RECORDS

Section
 130.801 General Requirements
 130.805 What Records Constitute Minimum Requirement
 130.810 Records Required to Support Deductions
 130.815 Preservation and Retention of Records
 130.820 Preservation of Books During Pendency of Assessment Proceedings
 130.825 Department Authorization to Destroy Records Sooner Than Would Otherwise be Permissible

SUBPART I: PENALTIES AND INTEREST

Section
 130.901 Civil Penalties
 130.905 Interest
 130.910 Criminal Penalties

SUBPART J: BINDING OPINIONS

Section
 130.1001 When Opinions from the Department are Binding

SUBPART K: SELLERS LOCATED ON, OR SHIPPING TO, FEDERAL AREAS

Section
 130.1101 Definition of Federal Area
 130.1105 When Deliveries on Federal Areas Are Taxable
 130.1110 No Distinction Between Deliveries on Federal Areas and Illinois Deliveries Outside Federal Areas

SUBPART L: TIMELY MAILING TREATED AS TIMELY FILING AND PAYING

Section
 130.1201 General Information
 130.1205 Due Date that Falls on Saturday, Sunday or a Holiday

SUBPART M: LEASED PORTIONS OF LESSOR'S BUSINESS SPACE

Section
 130.1301 When Lessee of Premises Must File Return for Leased Department
 130.1305 When Lessor of Premises Should File Return for Leased Department
 130.1310 Meaning of "Lessor" and "Lessee" in this Regulation

SUBPART N: SALES FOR RESALE

DEPARTMENT OF REVENUE		ILLINOIS REGISTER
NOTICE OF ADOPTED AMENDMENT(S)		NOTICE OF ADOPTED AMENDMENT(S)
Section		130.1940
130.1401	Seller's Responsibility to Determine the Character of the Sale at the Time of the Sale	Construction Contractors and Real Estate Developers
130.1405	Seller's Responsibility to Obtain Certificates of Resale and Requirements for Certificates of Resale	Co-operative Associations
		Dentists
130.1410	Requirements for Certificates of Resale (Repealed)	Enterprise Zones
130.1415	Resale Number---When Required and How Obtained	Farm Chemicals
130.1420	Blanket Certificate of Resale (Repealed)	Finance Companies and Other Lending Agencies - Installment Contracts
SUBPART O: CLAIMS TO RECOVER ERRONEOUSLY PAID TAX		- Repossessions
Claims for Credit--Limitations--Procedure		Florists and Nurserymen
130.1501	Disposition of Credit Memoranda by Holders Thereof	Hatcheries
130.1505	Refunds	Operators of Games of Chance and Their Suppliers
130.1510	Interest	Optometrists and Opticians
130.1515		Pawnbrokers
Section	SUBPART P: PROCEDURE TO BE FOLLOWED UPON SELLING OUT OR DISCONTINUING BUSINESS	Peddlers, Hawkers and Itinerant Vendors
		Personalizing Tangible Personal Property
130.1601	When Returns are Required After a Business is Discontinued	Persons Engaged in the Printing, Graphic Arts or Related Occupations, and Their Suppliers
130.1605	When Returns Are Not Required After Discontinuation of a Business	Persons Engaged in Nonprofit Service Enterprises and in Similar Enterprises Operated As Businesses, and Suppliers of Such Persons
130.1610	Cross Reference to Bulk Sales Regulation	Sales by Teacher-Sponsored Student Organizations
Section	SUBPART Q: NOTICE OF SALES OF GOODS IN BULK	Exemption Identification Numbers
		Sales by Nonprofit Service Enterprises
130.1701	Bulk Sales: Notices of Sales of Business Assets	Persons Who Rent or Lease the Use of Tangible Personal Property to Others
SUBPART R: POWER OF ATTORNEY		Persons Who Repair or Otherwise Service Tangible Personal Property
Section	When Powers of Attorney May be Given	Physicians and Surgeons
		Picture-Framers
130.1801	Filing of Power of Attorney With Department	Public Amusement Places
130.1805	Filing of Papers by Agent Under Power of Attorney	Registered Pharmacists and Druggists
130.1810		Retailers of Clothing
Section	SUBPART S: SPECIFIC APPLICATIONS	Retailers on Premises of the Illinois State Fair, County Fairs, Art Shows, Flea Markets and the Like
		Sales and Gifts By Employers to Employees
130.1901	Addition Agents to Plating Baths	Sales by Governmental Bodies
130.1905	Agricultural Producers	Sales of Alcoholic Beverages, Motor Fuel and Tobacco Products
130.1910	Antiques, Curios, Art Work, Collectors' Coins, Collectors' Postage Stamps and Like Articles	Sales of Automobiles for Use in Demonstration
130.1915	Auctioneers and Agents	Sales of Containers, Wrapping and Packing Materials and Related Products
130.1920	Barbers and Beauty Shop Operators	Sales To Construction Contractors, Real Estate Developers and Speculative Builders
130.1925	Blacksmiths	Sales to Governmental Bodies, Foreign Diplomats and Consular Personnel
130.1930	Chiropractists, Osteopaths and Chiropractors	Sales to or by Banks, Savings and Loan Associations and Credit Unions
130.1935	Computer Software	Sales to Railroad Companies

NOTICE OF ADOPTED AMENDMENT(S)

130.2115 Sellers of Machinery, Tools and the Like
 130.2120 Suppliers of Persons Engaged in Service Occupations and Professions
 130.2125 Trading Stamps and Discount Coupons
 130.2130 Undertakers and Funeral Directors
 130.2135 Vending Machines
 130.2140 Vendors of Curtains, Slip Covers, Floor Covering and Other Similar Items Made to Order
 130.2145 Vendors of Meals
 130.2150 Vendors of Memorial Stones and Monuments
 130.2155 Vendors of Signs
 130.2156 Vendors of Steam
 130.2160 Vendors of Tangible Personal Property Employed for Premiums, Advertising, Prizes, Etc.
 130.2165 Veterinarians
 130.2170 Warehousemen
 ILLUSTRATION A: Examples of Tax Exemption Cards

AUTHORITY: Implementing the Illinois Retailers' Occupation Tax Act (Ill. Rev. Stat. 1991, ch. 120, pars. 440 et seq.) [35 ILCS 120] and authorized by Section 39b3 of the Civil Administrative Code of Illinois (Ill. Rev. Stat. 1991, ch. 127, par. 39b3) [20 ILCS 2505/39b3].

SOURCE: Adopted July 1, 1933; amended at 2 Ill. Reg. 50, p. 71, effective December 10, 1978; amended at 3 Ill. Reg. 12, p. 4, effective March 19, 1979; amended at 3 Ill. Reg. 13, pp. 93 and 95, effective March 25, 1979; amended at 3 Ill. Reg. 23, p. 164, effective June 3, 1979; amended at 3 Ill. Reg. 25, p. 229, effective June 17, 1979; amended at 3 Ill. Reg. 44, p. 193, effective October 19, 1979; amended at 3 Ill. Reg. 46, p. 52, effective November 2, 1979; amended at 4 Ill. Reg. 24, pp. 520, 539, 564 and 571, effective June 1, 1980; amended at 5 Ill. Reg. 818, effective January 2, 1981; amended at 5 Ill. Reg. 3014, effective March 11, 1981; amended at 5 Ill. Reg. 12782, effective November 2, 1981; amended at 6 Ill. Reg. 2860, effective March 3, 1982; amended at 6 Ill. Reg. 6780, effective May 24, 1982; codified at 6 Ill. Reg. 8229; recodified at 6 Ill. Reg. 8999; amended at 6 Ill. Reg. 15225, effective December 3, 1982; amended at 7 Ill. Reg. 7990, effective June 15, 1983; amended at 8 Ill. Reg. 5319, effective April 11, 1984; amended at 8 Ill. Reg. 19062, effective September 26, 1984; amended at 10 Ill. Reg. 1937, effective January 10, 1986; amended at 10 Ill. Reg. 12067, effective July 1, 1986; amended at 10 Ill. Reg. 19538, effective November 5, 1986; amended at 10 Ill. Reg. 19772, effective November 5, 1986; amended at 11 Ill. Reg. 4325, effective March 2, 1987; amended at 11 Ill. Reg. 6252, effective March 20, 1987; amended at 11 Ill. Reg. 18284, effective October 27, 1987; amended at 11 Ill. Reg. 18767, effective October 28, 1987; amended at 11 Ill. Reg. 19138, effective October 29, 1987; amended at 11 Ill. Reg. 19696, effective November 23, 1987; amended at 12 Ill. Reg. 5652, effective March 15, 1988; emergency amendment at 12 Ill. Reg. 14401, effective September 1, 1988, for a maximum of 150 days, modified in response to an objection of the Joint Committee on Administrative Rules at 12 Ill. Reg. 19531, effective November 4, 1988, not to exceed the 150 day time limit of the original rulemaking; emergency expired January 29, 1989; amended

NOTICE OF ADOPTED AMENDMENT(S)

at 13 Ill. Reg. 11824, effective June 29, 1989; amended at 14 Ill. Reg. 241, effective December 21, 1989; amended at 14 Ill. Reg. 872, effective January 1, 1990; amended at 14 Ill. Reg. 15463, effective September 10, 1990; amended at 14 Ill. Reg. 16028, effective September 18, 1990; amended at 15 Ill. Reg. 6621, effective April 17, 1991; amended at 15 Ill. Reg. 13542, effective August 30, 1991; amended at 15 Ill. Reg. 15757, effective October 15, 1991; amended at 16 Ill. Reg. 1642, effective January 13, 1992; amended at 17 Ill. Reg. 860, effective January 11, 1993; amended at 17 Ill. Reg. 18142, effective October 4, 1993

SUBPART J: BINDING OPINIONS

Section 130.1001 When Opinions from the Department are Binding

- a) ~~Taxpayers must not rely on verbal opinions from Department employees but will be protected only if the opinion from the Department is in writing. Even then the opinion ceases to have any effect if the law is changed in any pertinent respect by the General Assembly or if a pertinent change in the interpretation of the law is made by a Court decision or by some change in the Department's regulations, whether such change is accomplished by means of a new regulation or by means of a revision of an existing regulation. For Department rules concerning the binding effect of Private Letter Rulings and General Information Letters, see 2 Ill. Adm. Code 1200.~~
- b) ~~For Department rules concerning the rescission of Private Letter Rulings, see 2 Ill. Adm. Code 1200. The Department may also rescind outstanding written opinions or rulings issued prior to any given specified date by issuing a bulletin or some other form of general public notice to that effect.~~
- c) ~~As used herein in this Part, "Regulation" means any Department rule or Regulation of general application, whether called a "Rule", a "Regulation", an "Article", a "Section", a "Part" or something else.~~
- (Source: Amended at 17 Ill. Reg. 18142, effective October 4, 1993)

SUBPART R: POWER OF ATTORNEY

Section 130.1801 When Powers of Attorney May be Given

In certain instances, persons liable for tax under the Retailers' Occupation Tax Act desire, for convenience, to have other persons make the returns, pay the tax, request Private Letter Rulings, and perform any and all other duties required of them under the Act. In all cases, where the revenues of the State will not be jeopardized, the Department will permit taxpayers, by properly executed and acknowledged powers of attorney, to appoint other persons to act as their attorneys for the purpose of filing returns and of performing other acts under the Retailers' Occupation Tax Act. (Also see Hearing Rules-Section Practice and Procedure for Hearings Before the Illinois Department of Revenue,

DEPARTMENT OF REVENUE

NOTICE OF ADOPTED AMENDMENT(S)

96 Ill. Adm. Code 200.101 and Public Information, Rulemaking and Organization,
2 Ill. Adm. Code 1200.110(b)(8).)

(Source: Amended at 17 Ill. Reg. 18142, effective
October 4, 1993)

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

- 1) Heading of the Part: Medical Payment
- 2) Code Citation: 89 Ill. Adm. Code 140
- 3) Section Numbers:
140.71 Amendment
140.80 Amendment
140.82 Amendment
140.84 Amendment
Emergency Action:
- 4) Statutory Authority: Articles III, IV, V, VI, VII and Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1991, ch. 23, pars. 3-1 et seq., 4-1 et seq., 5-1 et seq., 6-1 et seq., 7-1 et seq., and 12-13) [305 ILCS 5/3, 4, 5, 6, 7 and 12-13], Public Act 87-861, effective July 8, 1992, Public Act 88-85, effective July 14, 1993, and Public Act 88-88, effective July 14, 1993.
- 5) Effective Date of Amendments: October 1, 1993
- 6) If these Emergency Amendments are to expire before the end of the 150-day period, please specify the date on which it is to expire: Not Applicable
- 7) Date Filed in Agency's Principal Office: October 1, 1993
- 8) Reason for Emergency: These emergency amendments are being filed to implement provider assessment and license fee provisions, and intergovernmental transfer provisions of Public Act 88-85 and Public Act 88-88, which pertain to hospitals, nursing homes and facilities for persons with developmental disabilities. These provisions must be implemented promptly to ensure the continued delivery of adequate services for Medicaid clients. Public Act 88-88, which was enacted effective July 14, 1993, specifically authorizes the Department to use emergency rulemaking to implement these provisions.
- 9) Complete Description of the Subjects and Issues Involved: The Department of Public Aid is adopting extensive amendments to its rules governing medical payments (89 Ill. Adm. Code 140) on an emergency basis in order to implement the assessment and license fee provisions, and intergovernmental transfer provisions of Public Act 88-85 and Public Act 88-88. These amendments are also being proposed for permanent adoption.

Section 140.71 has been revised to allow for either C-13 invoice voucher advance payments or expedited claims payments for government-owned facilities, subject to approval by the Director or designee.

Sections 140.80 through 140.84 have been extensively revised in accordance with P.A. 88-88. Many of the changes reflect additions to, or

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

clarification of, definitions utilized by the Department with respect to provider assessments and license fees. Because the changes are extensive, they cannot all be summarized here in detail. Therefore, interested persons should review the amendments closely. The substantive changes are summarized below.

Section 140.80

- Under Section 140.80, for the period of July 1, 1993, through June 30, 1994, hospital providers are assessed 1.88 percent of their adjusted gross hospital revenue for the most recent calendar year ending before the beginning of that State fiscal year. Beginning July 1, 1994, through June 30, 1995, hospital providers will be assessed 1.88 percent of their adjusted gross hospital revenue for the most recent calendar year ending before the beginning of that State fiscal year, multiplied by the Provider's Savings Rate, in accordance with these emergency amendments.

The Department will notify hospital providers of the Provider's Savings Rate, by mailing a notice to each provider's last known address as reflected by the Department's records.

The due date for fourth quarter assessments has been changed to May 31, in accordance with P.A. 88-88. Due dates for requests for delayed payments have been changed to September 10 for installments due on September 30 of the year, March 11 for installments due on March 31 of the year, and May 10 for installments due on May 31 of the year. Second quarter delayed payment requests will continue to be due on or before December 10 for installments due on December 31 of the year.

Rural hospitals, as described in these emergency amendments, are exempt from the assessment imposed under Section 140.80. In addition, a hospital organized under the University of Illinois Hospital Act will continue to be exempt from the assessment imposed under Section 140.80, and the Department is now authorized to enter into an interagency agreement with such a hospital to make intergovernmental transfer payments to the Department.

Revenue generated from hospital swing-beds, as described in these emergency amendment, are subject to the assessment imposed under Section 140.80.

Section 140.82

- Under Section 140.82, for the period of July 1, 1993, through June 30, 1995, developmental disability care providers are assessed six percent of their adjusted gross developmentally disabled care revenue for the prior State fiscal year. The adjusted gross revenue will be based upon the provider's annualized applicable State fiscal year revenue.

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

The due date for fourth quarter assessments has been changed to May 31, in accordance with P.A. 88-88. Due dates for requests for delayed payments have been changed to September 10 for installments due on September 30 of the year, March 11 for installments due on March 31 of the year, and May 10 for installments due on May 31 of the year. Second quarter delayed payment requests will continue to be due on or before December 10 for installments due on December 31 of the year.

Section 140.84

- Under Section 140.84, for the period of July 1, 1993, through June 30, 1995, a nursing home license fee is imposed upon each nursing home provider in an amount equal to \$1.50 for each licensed bed day for the calendar quarter in which the payment is due. All beds subject to licensure under the Nursing Home Care Act or the Hospital Licensing Act, with the exception of swing-beds, as described in these emergency amendments, will be used to calculate the licensed bed days for each quarter.

In accordance with P.A. 88-88, nursing home providers are precluded from billing or passing on the license fee to any resident of a nursing home operated by the nursing home provider.

The due dates for nursing home license fees will be September 10, December 10, March 10, and June 10 of each applicable year. Due dates for requests for delayed payments will be August 20 for installments due on September 10 of the year, November 22 for installments due on December 10 of the year, February 18 for installments due on March 10 of the year, and May 20 for installments due on June 10 of the year.

Nursing home providers are required to file a report with the Department reflecting any changes in the number of licensed beds occurring during the reporting quarter. All changes in licensed beds will be effective upon approval of the change by the Illinois Department of Public Health, as described in these emergency amendments.

The procedure for partial year reporting and operating adjustments have been extensively revised in accordance with these emergency amendments.

- Under Sections 140.80 through 140.84, payments for assessment/license fees are required on the designated due dates, regardless of changes in ownership or operators. Liability for the payment of the assessment/license fee amount, including past due assessments/license fees and any interest or penalties that may have accrued against the amount, will rest with the current facility owner/operator.

The Department's annual aggregate spending resulting from these changes is expected to remain unchanged.

DEPARTMENT OF PUBLIC AID

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

NOTICE OF EMERGENCY AMENDMENTS

- In related rulemaking actions, the Department is adopting emergency amendments to implement reimbursement changes for hospitals, nursing facilities and facilities for persons with developmental disabilities. These amendments are found in the Department's rules relating to Hospital Services (89 Ill. Adm. Code 148), Diagnosis Related Grouping (DRG) Prospective Payment System (PPS) (89 Ill. Adm. Code 149), Reimbursement For Nursing Costs For Geriatric Facilities (89 Ill. Adm. Code 147), Developmental Disabilities Service (89 Ill. Adm. Code 144) and Medical Payment (89 Ill. Adm. Code 140).

10) Are there any Proposed Amendments pending to this Part? Yes

Sections	Proposed Action	Illinois Register Citation
140.24	Amendment	May 28, 1993 (17 Ill. Reg. 7183)
140.420	Amendment	September 24, 1993 (17 Ill. Reg. 15444)
140.421	Amendment	September 24, 1993 (17 Ill. Reg. 15444)
140.492	Amendment	July 16, 1993 (17 Ill. Reg. 10749)
140.530	Amendment	September 17, 1993 (17 Ill. Reg. 14800)
140.538	Amendment	September 17, 1993 (17 Ill. Reg. 14800)
140.560	Amendment	September 17, 1993 (17 Ill. Reg. 14800)
140.583	Amendment	September 17, 1993 (17 Ill. Reg. 14800)
140.648	Amendment	September 17, 1993 (17 Ill. Reg. 14800)

11) Statement of Statewide Policy Objectives: These emergency amendments do not affect units of local government.

12) Information and questions regarding these Emergency Amendments shall be directed to:

Name: Joanne Jones
Address: Bureau of Rules and Regulations
Illinois Department of Public Aid
100 South Grand Avenue East, Third Floor
Springfield, Illinois 62762
Telephone: (217) 524-3215

The full text of the Emergency Amendments begins on the next page:

Section

140.1	Medical Assistance Programs
140.2	Covered Services Under The Medical Assistance Programs for AFDC, AFDC-MANG, AABD, AABD-MANG, RRP, Individuals Under Age 18 Not Eligible for AFDC, Pregnant Women Who Would Be Eligible if the Child Were Born and Pregnant Women and Children Under Age Eight Who Do Not Qualify As Mandatory Categorically Needy
140.4	Covered Medical Services Under AFDC-MANG for non-pregnant persons who are 18 years of age or older (Repealed)
140.5	Covered Medical Services Under GA
140.6	Medical Services Not Covered
140.7	Medical Assistance Provided to Individuals Under the Age of Eighteen Who Do Not Qualify for AFDC and Children Under Age Eight
140.8	Medical Assistance For Qualified Severely Impaired Individuals
140.9	Medical Assistance for a Pregnant Woman Who Would Not Be Categorically Eligible for AFDC/AFDC-MANG if the Child Were Already Born Or Who Do Not Qualify As Mandatory Categorically Needy
140.10	Medical Assistance Provided to Incarcerated Persons

SUBPART B: MEDICAL PROVIDER PARTICIPATION

Section

140.11	Enrollment Conditions for Medical Providers
140.12	Participation Requirements for Medical Providers
140.13	Definitions
140.14	Denial of Application to Participate in the Medical Assistance Program
140.15	Recovery of Money
140.16	Termination or Suspension of a Vendor's Eligibility to Participate in the Medical Assistance Program
140.17	Suspension of a Vendor's Eligibility to Participate in the Medical Assistance Program
140.18	Effect of Termination on Individuals Associated with Vendor
140.19	Application to Participate or for Reinstatement Subsequent to Termination, Suspension or Barring
140.20	Submittal of Claims
140.21	Covered Medicaid Services for Qualified Medicare Beneficiaries (QMBs)

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

140.22 Magnetic Tape Billings
 140.23 Payment of Claims
 140.24 Payment Procedures
 140.25 Overpayment or Underpayment of Claims
 140.26 Payment to Factors Prohibited
 140.27 Assignment of Vendor Payments
 140.28 Record Requirements for Medical Providers
 140.30 Audits
 140.31 Emergency Services Audits
 140.32 Prohibition on Participation, and Special Permission for Participation
 140.33 Publication of List of Terminated, Suspended or Barred Entities
 140.35 False Reporting and Other Fraudulent Activities
 140.40 Prior Approval for Medical Services or Items
 140.41 Prior Approval in Cases of Emergency
 140.42 Limitation on Prior Approval
 140.43 Post Approval for items or Services When Prior Approval Cannot Be Obtained
 140.71 Reimbursement for Medical Services Through the Use of a C-13
 EMERGENCY Invoice Voucher Advance Payment and Expedited Payments
 140.72 Drug Manual (Recodified)
 140.73 Drug Manual Updates (Recodified)

SUBPART C: PROVIDER ASSESSMENTS PARTICIPATION-FEE

Section
 140.80 Hospital Provider Fund
 EMERGENCY
 140.82 Developmentally Disabled Care Provider Fund
 EMERGENCY
 140.84 Long Term Care Provider Fund
 EMERGENCY
 140.94 Medicaid Developmentally Disabled Provider Participation Fee Trust Fund/Medicaid Long Term Care Provider Participation Fee Trust Fund
 140.95 Hospital Services Trust Fund
 140.96 General Requirements (Recodified)
 140.97 Special Requirements (Recodified)
 140.98 Covered Hospital Services (Recodified)
 140.99 Hospital Services Not Covered (Recodified)
 140.100 Limitation On Hospital Services (Recodified)
 140.101 Transplants (Recodified)
 140.102 Heart Transplants (Recodified)
 140.103 Liver Transplants (Recodified)
 140.104 Bone Marrow Transplants (Recodified)
 140.110 Disproportionate Share Hospital Adjustments (Recodified)
 140.116 Payment for Inpatient Services for GA (Recodified)
 140.117 Hospital Outpatient and Clinic Services (Recodified)
 140.200 Payment for Hospital Services During Fiscal Year 1982 (Recodified)

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

140.201 Payment for Hospital Services After June 30, 1982 (Repealed)
 140.202 Payment for Hospital Services During Fiscal Year 1983 (Recodified)
 140.203 Limits on Length of Stay by Diagnosis (Recodified)
 140.300 Payment for Pre-operative Days and Services Which Can Be Performed in an Outpatient Setting (Recodified)
 140.350 Copayments (Recodified)
 140.360 Payment Methodology (Recodified)
 140.361 Non-Participating Hospitals (Recodified)
 140.362 Pre July 1, 1989 Services (Recodified)
 140.363 Post June 30, 1989 Services (Recodified)
 140.364 Prepayment Review (Recodified)
 140.365 Base Year Costs (Recodified)
 140.366 Restructuring Adjustment (Recodified)
 140.367 Inflation Adjustment (Recodified)
 140.368 Volume Adjustment (Repealed)
 140.369 Groupings (Recodified)
 140.370 Rate Calculation (Recodified)
 140.371 Payment (Recodified)
 140.372 Review Procedure (Recodified)
 140.373 Utilization (Repealed)
 140.374 Alternatives (Recodified)
 140.375 Exemptions (Recodified)
 140.376 Utilization, Case-Mix and Discretionary Funds (Repealed)
 140.390 Subacute Alcoholism and Substance Abuse Services (Recodified)
 140.391 Definitions (Recodified)
 140.392 Types of Subacute Alcoholism and Substance Abuse Services (Recodified)
 140.394 Payment for Subacute Alcoholism and Substance Abuse Services (Recodified)
 140.396 Rate Appeals for Subacute Alcoholism and Substance Abuse Services (Recodified)
 140.398 Hearings (Recodified)

SUBPART D: PAYMENT FOR NON-INSTITUTIONAL SERVICES

Section
 140.400 Payment to Practitioners, Nurses and Laboratories
 140.410 Physicians' Services
 140.411 Covered Services By Physicians
 140.412 Services Not Covered By Physicians
 140.413 Limitation on Physician Services
 140.414 Requirements for Prescriptions and Dispensing of Pharmacy Items - Physicians
 140.416 Optometric Services and Materials
 140.417 Limitations on Optometric Services
 140.418 Department of Corrections Laboratory
 140.420 Dental Services
 140.421 Limitations on Dental Services

DEPARTMENT OF PUBLIC AID

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

NOTICE OF EMERGENCY AMENDMENTS

140.422 Requirements for Prescriptions and Dispensing Items of Pharmacy
Items - Dentists

140.425 Podiatry Services

140.426 Limitations on Podiatry Services

140.427 Requirement for Prescriptions and Dispensing of Pharmacy Items -
Podiatry

140.428 Chiropractic Services

140.429 Limitations on Chiropractic Services (Repealed)

140.430 Independent Laboratory Services

140.431 Services Not Covered by Independent Laboratory

140.432 Limitations on Independent Laboratory Services

140.433 Payment for Laboratory Services

140.434 Record Requirements for Independent Laboratories

140.435 Nurse Services

140.436 Limitations on Nurse Services

140.440 Pharmacy Services

140.441 Pharmacy Services Not Covered

140.442 Prior Approval of Prescriptions

140.443 Filling of Prescriptions

140.444 Compounded Prescriptions

140.445 Prescription Items (Not Compounded)

140.446 Over-the-Counter Items

140.447 Reimbursement

140.448 Returned Pharmacy Items

140.449 Payment of Pharmacy Items

140.450 Record Requirements for Pharmacies

140.452 Mental Health Clinic Services

140.453 Definitions

140.454 Types of Mental Health Clinic Services

140.455 Payment for Mental Health Clinic Services

140.456 Hearings

140.457 Therapy Services

140.458 Prior Approval for Therapy Services

140.459 Payment for Therapy Services

140.460 Clinic Services

140.461 Clinic Participation Requirements

140.462 Covered Services in Clinics

140.463 Clinic Service Payment

140.464 Psychiatric Clinics (Hospital-based)

140.465 Speech and Hearing Clinics (Repealed)

140.466 Rural Health Clinics

140.467 Independent Clinics

140.469 Hospice

140.470 Home Health Services

140.471 Home Health Covered Services

140.472 Types of Home Health Services

140.473 Prior Approval for Home Health Services

140.474 Payment for Home Health Services

140.475 Medical Equipment, Supplies and Prosthetic Devices

140.476 Medical Equipment, Supplies and Prosthetic Devices for Which
Payment Will Not Be Made

140.477 Limitations on Equipment, Supplies and Prosthetic Devices

140.478 Prior Approval for Medical Equipment, Supplies and Prosthetic
Devices

140.479 Limitations, Medical Supplies

140.480 Equipment Rental Limitations

140.481 Payment for Medical Equipment, Supplies and Prosthetic Devices

140.482 Family Planning Services

140.483 Limitations on Family Planning Services

140.484 Payment for Family Planning Services

140.485 Healthy Kids Program

140.486 Limitations on Medichesk Services (Repealed)

140.487 Healthy Kids Program Timeliness Standards

140.488 Periodicity Schedules, Immunizations and Diagnostic Laboratory
Procedures

140.490 Medical Transportation

140.491 Limitations on Medical Transportation

140.492 Payment for Medical Transportation

EMERGENCY

140.495 Psychological Services

140.496 Payment for Psychological Services

140.497 Hearing Aids

SUBPART F: GROUP CARE

Section

140.500 Group Care Services

140.502 Cessation of Payment at Federal Direction

140.503 Cessation of Payment for Improper Level of Care

140.504 Cessation of Payment Because of Termination of Facility

140.505 Continuation of Payment Because of Threat To Life

140.506 Provider Voluntary Withdrawal

140.507 Continuation of Provider Agreement

140.510 Determination of Need for Group Care

140.511 Long Term Care Services Covered By Department Payment

140.512 Utilization Control

140.513 Utilization Review Plan (Repealed)

140.514 Certifications and Recertifications of Care

140.515 Management of Recipient Funds--Personal Allowance Funds

140.516 Recipient Management of Funds

140.517 Correspondent Management of Funds

140.518 Facility Management of Funds

140.519 Use or Accumulation of Funds

140.520 Management of Recipient Funds--Local Office Responsibility

140.521 Room and Board Accounts

140.522 Reconciliation of Recipient Funds

NOTICE OF EMERGENCY AMENDMENTS

140.523	Bed Reserves
140.524	Cessation of Payment Due to Loss of License
140.525	Quality Incentive Program (QUIP) Payment Levels
140.526	Quality Incentive Standards and Criteria for the Quality Incentive Program (QUIP) (Repealed)
140.527	Quality Incentive Survey (Repealed)
140.528	Payment of Quality Incentive (Repealed)
140.529	Reviews (Repealed)
140.530	Basis of Payment for Long Term Care Services
EMERGENCY	
140.531	General Service Costs
140.532	Health Care Costs
140.533	General Administration Costs
140.534	Ownership Costs
140.535	Costs for Interest, Taxes and Rent
140.536	Organization and Pro-Operating Costs
140.537	Payments to Related Organizations
140.538	Special Costs
EMERGENCY	
140.539	Nurse's Aide Training and Testing
140.540	Costs Associated With Nursing Home Care Reform Act and Implementing Regulations
140.541	Salaries Paid to Owners or Related Parties
140.542	Cost Reports-Filing Requirements
140.543	Time Standards for Filing Cost Reports
140.544	Access to Cost Reports (Repealed)
140.545	Penalty for Failure to File Cost Reports
140.550	Update of Operating Costs
140.551	General Service Costs
140.552	Nursing and Program Costs
140.553	General Administrative Costs
140.554	Component Inflation Index
140.555	Minimum Wage
140.560	Components of the Base Rate Determination
EMERGENCY	
140.561	Support Costs Components
140.562	Nursing Costs
140.563	Capital Costs
140.565	Kosher Kitchen Reimbursement
140.566	Out-of-State Placement
140.567	Level II Incentive Payments (Repealed)
140.568	Duration of Incentive Payments (Repealed)
140.569	Clients With Exceptional Care Needs
140.570	Capital Rate Component Determination
140.571	Capital Rate Calculation
140.572	Total Capital Rate
140.573	Other Capital Provisions
140.574	Capital Rates for Rented Facilities

NOTICE OF EMERGENCY AMENDMENTS

140.575	Newly Constructed Facilities (Repealed)
140.576	Renovations (Repealed)
140.577	Capital Costs for Rented Facilities (Renumbered)
140.578	Property Taxes
140.579	Specialized Living Centers
140.580	Mandated Capital Improvements (Repealed)
140.581	Qualifying as Mandated Capital Improvement (Repealed)
140.582	Cost Adjustments
140.583	Campus Facilities
EMERGENCY	
140.584	Illinois Municipal Retirement Fund (IMRF)
140.590	Audit and Record Requirements
140.642	Screening Assessment for Long Term Care and Alternative Residential Settings and Services
140.643	In-Home Care Program
140.645	Medical and In-Home Care For Disabled Persons Under Age 21
140.646	Reimbursement for Developmental Training (DT) Services for Individuals With Developmental Disabilities Who Reside in Long Term Care (ICF and SNF) and Residential (ICF/MR) Facilities
140.647	Description of Developmental Training (DT) Services
140.648	Determination of the Amount of Reimbursement for Developmental Training (DT) Programs
EMERGENCY	
140.649	Effective Dates of Reimbursement for Developmental Training (DT) Programs
140.650	Certification of Developmental Training (DT) Programs
140.651	Decertification of Day Programs
140.652	Terms of Assurances and Contracts
140.680	Effective Date Of Payment Rate
140.700	Discharge of Long Term Care Residents
140.830	Appeals of Rate Determinations
140.835	Determination of Cap on Payments for Long Term Care (Repealed)
SUBPART F: MEDICAID PARTNERSHIP PROGRAM	
Section	
140.850	General Description
140.855	Definition of Terms
140.860	Covered Services
140.865	Sponsor Qualifications
140.870	Sponsor Responsibilities
140.875	Department Responsibilities
140.880	Provider Qualifications
140.885	Provider Responsibilities
140.890	Payment Methodology
140.895	Contract Monitoring
140.896	Reimbursement For Program Costs (Active Treatment) For Clients in Long Term Care Facilities For the Developmentally Disabled (Recodified)

NOTICE OF EMERGENCY AMENDMENTS

SUBPART G: REIMBURSEMENT FOR NURSING COSTS FOR GERIATRIC FACILITIES

Section	
140.900	Reimbursement For Nursing Costs For Geriatric Residents in Group Care Facilities (Recodified)
140.901	Functional Areas of Needs (Recodified)
140.902	Service Needs (Recodified)
140.903	Definitions (Recodified)
140.904	Times and Staff Levels (Repealed)
140.905	Statewide Rates (Repealed)
140.906	Reconsiderations (Recodified)
140.907	Midnight Census Report (Recodified)
140.908	Times and Staff Levels (Recodified)
140.909	Statewide Rates (Recodified)
140.910	Referrals (Recodified)
140.911	Basic Rehabilitation Aide Training Program (Recodified)
140.912	Interim Nursing Rates (Recodified)

SUBPART H: ILLINOIS COMPETITIVE ACCESS AND REIMBURSEMENT EQUITY (ICARE) PROGRAM

Section	
140.940	Illinois Competitive Access and Reimbursement Equity (ICARE) Program (Recodified)
140.942	Definition of Terms (Recodified)
140.944	Notification of Negotiations (Recodified)
140.946	Hospital Participation in ICARE Program Negotiations (Recodified)
140.948	Negotiation Procedures (Recodified)
140.950	Factors Considered in Awarding ICARE Contracts (Recodified)
140.952	Closing an ICARE Area (Recodified)
140.954	Administrative Review (Recodified)
140.956	Payments to Contracting Hospitals (Recodified)
140.958	Admitting and Clinical Privileges (Recodified)
140.960	Inpatient Hospital Care or Services by Non-Contracting Hospitals Eligible for Payment (Recodified)
140.962	Payment to Hospitals for Inpatient Services or Care not Provided under the ICARE Program (Recodified)
140.964	Contract Monitoring (Recodified)
140.966	Transfer of Recipients (Recodified)
140.968	Validity of Contracts (Recodified)
140.970	Termination of ICARE Contracts (Recodified)
140.972	Hospital Services Procurement Advisory Board (Recodified)
140.980	Elimination of Aid To The Medically Indigent (AMI) Program (Emergency Expired)
140.982	Elimination Of Hospital Services For Persons Age Eighteen (18) And Older And Persons Married And Living With Spouse, Regardless Of Age (Emergency Expired)
140.TABLE A	Medichex Recommended Screening Procedures (Repealed)

NOTICE OF EMERGENCY AMENDMENTS

140.TABLE B	Health Service Areas
140.TABLE C	Capital Cost Areas
140.TABLE D	Schedule of Dental Procedures
140.TABLE E	Time Limits for Processing of Prior Approval Requests
140.TABLE F	Podiatry Service Schedule
140.TABLE G	Travel Distance Standards
140.TABLE H	Areas of Major Life Activity
140.TABLE I	Staff Time and Allocation for Training Programs (Recodified)
140.TABLE J	HSA Grouping (Repealed)
140.TABLE K	Services Qualifying for 10% Add-On
140.TABLE L	Services Qualifying for 10% Add-On to Surgical Incentive Add-On

AUTHORITY: Implementing Article III of the Illinois Health Finance Reform Act (Ill. Rev. Stat. 1991, ch. 111 1/2, par. 6503-1 et seq.) [20 ILCS 2215/3-1 et seq.] and implementing and authorized by Articles III, IV, V, VI, VII and Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1991, ch. 23, pars. 3-1 et seq., 4-1 et seq., 5-1 et seq., 6-1 et seq., 7-1 et seq., and 12-13) [305 ILCS 5/3, 4, 5, 6, 7, and 12-13]

SOURCE: Adopted at 3 Ill. Reg. 24, p. 166, effective June 10, 1979; rule repealed and new rule adopted at 6 Ill. Reg. 8374, effective July 6, 1982; emergency amendment at 6 Ill. Reg. 8508, effective July 6, 1982, for a maximum of 150 days; amended at 7 Ill. Reg. 681, effective December 30, 1982; amended at 7 Ill. Reg. 7956, effective July 1, 1983; amended at 7 Ill. Reg. 8308, effective July 1, 1983; amended at 7 Ill. Reg. 8271, effective July 5, 1983; emergency amendment at 7 Ill. Reg. 8354, effective July 5, 1983, for a maximum of 150 days; amended at 7 Ill. Reg. 8540, effective July 15, 1983; amended at 7 Ill. Reg. 9382, effective July 22, 1983; amended at 7 Ill. Reg. 12868, effective September 20, 1983; peremptory amendment at 7 Ill. Reg. 15047, effective October 31, 1983; amended at 7 Ill. Reg. 17358, effective December 21, 1983; amended at 8 Ill. Reg. 254, effective December 21, 1983; emergency amendment at 8 Ill. Reg. 580, effective January 1, 1984, for a maximum of 150 days; codified at 8 Ill. Reg. 2483; amended at 8 Ill. Reg. 3012, effective February 22, 1984; amended at 8 Ill. Reg. 5262, effective April 9, 1984; amended at 8 Ill. Reg. 6785, effective April 27, 1984; amended at 8 Ill. Reg. 6983, effective May 9, 1984; amended at 8 Ill. Reg. 7258, effective May 16, 1984; emergency amendment at 8 Ill. Reg. 7910, effective May 22, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 7910, effective June 1, 1984; amended at 8 Ill. Reg. 10032, effective June 18, 1984; emergency amendment at 8 Ill. Reg. 10062, effective June 20, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 13343, effective July 17, 1984; amended at 8 Ill. Reg. 13779, effective July 24, 1984; Sections 140.72 and 140.73 recodified to 89 Ill. Adm. Code 141 at 8 Ill. Reg. 16354; amended (by adding sections being codified with no substantive change) at 8 Ill. Reg. 17899; peremptory amendment at 8 Ill. Reg. 18151, effective September 18, 1984; amended at 8 Ill. Reg. 21629, effective October 19, 1984; peremptory amendment at 8 Ill. Reg. 21677, effective October 24, 1984; amended at 8 Ill. Reg. 22097, effective October 29, 1984; peremptory amendment at 8 Ill. Reg. 22155, effective October 29,

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

1984; amended at 8 Ill. Reg. 23218, effective November 20, 1984; emergency amendment at 8 Ill. Reg. 23721, effective November 21, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 25067, effective December 19, 1984; emergency amendment at 9 Ill. Reg. 407, effective January 1, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 2697, effective February 22, 1985; amended at 9 Ill. Reg. 6235, effective April 19, 1985; amended at 9 Ill. Reg. 8677, effective May 28, 1985; amended at 9 Ill. Reg. 9564, effective June 5, 1985; amended at 9 Ill. Reg. 10025, effective June 26, 1985; emergency amendment at 9 Ill. Reg. 11403, effective June 27, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 11357, effective June 28, 1985; amended at 9 Ill. Reg. 12000, effective July 24, 1985; amended at 9 Ill. Reg. 12306, effective August 5, 1985; amended at 9 Ill. Reg. 13998, effective September 3, 1985; amended at 9 Ill. Reg. 14684, effective September 13, 1985; amended at 9 Ill. Reg. 15503, effective October 4, 1985; amended at 9 Ill. Reg. 16312, effective October 11, 1985; amended at 9 Ill. Reg. 19138, effective December 2, 1985; amended at 9 Ill. Reg. 19737, effective December 9, 1985; amended at 10 Ill. Reg. 238, effective December 27, 1985; emergency amendment at 10 Ill. Reg. 798, effective January 1, 1986, for a maximum of 150 days; amended at 10 Ill. Reg. 672, effective January 6, 1986; amended at 10 Ill. Reg. 1206, effective January 13, 1986; amended at 10 Ill. Reg. 3041, effective January 24, 1986; amended at 10 Ill. Reg. 6981, effective April 16, 1986; amended at 10 Ill. Reg. 7825, effective April 30, 1986; amended at 10 Ill. Reg. 8128, effective May 7, 1986; emergency amendment at 10 Ill. Reg. 8912, effective May 13, 1986, for a maximum of 150 days; amended at 10 Ill. Reg. 11440, effective June 20, 1986; amended at 10 Ill. Reg. 14714, effective August 27, 1986; amended at 10 Ill. Reg. 15211, effective September 12, 1986; emergency amendment at 10 Ill. Reg. 16729, effective September 18, 1986, for a maximum of 150 days; amended at 10 Ill. Reg. 18808, effective October 24, 1986; amended at 10 Ill. Reg. 21784, effective November 12, 1986; amended at 10 Ill. Reg. 21784, effective December 15, 1986; amended at 11 Ill. Reg. 698, effective December 19, 1986; amended at 11 Ill. Reg. 1418, effective December 31, 1986; amended at 11 Ill. Reg. 2323, effective January 16, 1987; amended at 11 Ill. Reg. 4002, effective February 25, 1987; Section 140.71 recodified to 89 Ill. Adm. Code 141 at 11 Ill. Reg. 4302; amended at 11 Ill. Reg. 4303, effective March 6, 1987; amended at 11 Ill. Reg. 7664, effective April 15, 1987; emergency amendment at 11 Ill. Reg. 9342, effective April 20, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 9169, effective April 28, 1987; amended at 11 Ill. Reg. 10903, effective June 1, 1987; amended at 11 Ill. Reg. 11528, effective June 22, 1987; amended at 11 Ill. Reg. 12011, effective June 30, 1987; amended at 11 Ill. Reg. 12290, effective July 6, 1987; amended at 11 Ill. Reg. 14048, effective August 14, 1987; amended at 11 Ill. Reg. 14771, effective August 25, 1987; amended at 11 Ill. Reg. 16758, effective September 28, 1987; amended at 11 Ill. Reg. 17295, effective September 30, 1987; amended at 11 Ill. Reg. 18696, effective October 27, 1987; amended at 11 Ill. Reg. 20909, effective December 14, 1987; amended at 12 Ill. Reg. 916, effective January 1, 1988; emergency amendment at 12 Ill. Reg. 1960, effective January 1, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 5427, effective March 15, 1988; amended at 12 Ill. Reg. 6246, effective March 16, 1988; amended at 12 Ill.

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

Reg. 6728, effective March 22, 1988; Sections 140.900 thru 140.912 and 140.913 thru 140.914, effective March 22, 1988; Sections 140.915 thru 140.916 and 147.917 thru 147.918, effective March 22, 1988; Sections 140.919 thru 140.920 and 147.921 thru 147.922, effective April 5, 1988; Sections 140.940 thru 140.972 recodified to 89 Ill. Adm. Code 149.325 thru 149.325 at 12 Ill. Reg. 7401; amended at 12 Ill. Reg. 7695, effective April 21, 1988; amended at 12 Ill. Reg. 10497, effective June 3, 1988; amended at 12 Ill. Reg. 10717, effective June 14, 1988; emergency amendment at 12 Ill. Reg. 11868, effective July 1, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 12509, effective July 15, 1988; amended at 12 Ill. Reg. 14271, effective August 29, 1988; emergency amendment at 12 Ill. Reg. 16921, effective September 28, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 16738, effective October 5, 1988; amended at 12 Ill. Reg. 17879, effective October 24, 1988; amended at 12 Ill. Reg. 18198, effective November 4, 1988; amended at 12 Ill. Reg. 19396, effective November 6, 1988; amended at 12 Ill. Reg. 19734, effective November 15, 1988; amended at 13 Ill. Reg. 125, effective January 1, 1989; amended at 13 Ill. Reg. 2475, effective February 14, 1989; amended at 13 Ill. Reg. 3069, effective February 28, 1989; amended at 13 Ill. Reg. 3351, effective March 6, 1989; amended at 13 Ill. Reg. 3917, effective March 17, 1989; amended at 13 Ill. Reg. 5115, effective April 3, 1989; amended at 13 Ill. Reg. 5718, effective April 10, 1989; Sections 140.850 thru 140.896 recodified to 89 Ill. Adm. Code 146.5 thru 146.225 at 13 Ill. Reg. 7040; amended at 13 Ill. Reg. 7025, effective April 24, 1989; amended at 13 Ill. Reg. 7786, effective May 20, 1989; Sections 140.94 thru 140.398 recodified to 89 Ill. Adm. Code 148.10 thru 148.390 at 13 Ill. Reg. 9572; emergency amendment at 13 Ill. Reg. 10977, effective July 1, 1989, for a maximum of 150 days; emergency expired November 28, 1989; amended at 13 Ill. Reg. 11516, effective July 3, 1989; amended at 13 Ill. Reg. 12119, effective July 7, 1989; Section 140.110 recodified to 89 Ill. Adm. Code 148.120 at 13 Ill. Reg. 12118; amended at 13 Ill. Reg. 12562, effective July 17, 1989; amended at 13 Ill. Reg. 14391, effective August 31, 1989; emergency amendment at 13 Ill. Reg. 15473, effective September 12, 1989, for a maximum of 150 days; amended at 13 Ill. Reg. 16992, effective October 16, 1989; amended at 14 Ill. Reg. 190, effective December 21, 1989; amended at 14 Ill. Reg. 2564, effective February 9, 1990; emergency amendment at 14 Ill. Reg. 3241, effective February 14, 1990, for a maximum of 150 days; emergency expired July 14, 1990; amended at 14 Ill. Reg. 4577, effective March 6, 1990, for a maximum of 150 days; emergency expired August 3, 1990; emergency amendment at 14 Ill. Reg. 5575, effective April 1, 1990, for a maximum of 150 days; emergency expired August 29, 1990; emergency amendment at 14 Ill. Reg. 5865, effective April 3, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 7141, effective April 27, 1990; emergency amendment at 14 Ill. Reg. 7249, effective April 27, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 10062, effective June 12, 1990; amended at 14 Ill. Reg. 10409, effective June 19, 1990; emergency amendment at 14 Ill. Reg. 12082, effective July 5, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 13262, effective August 6, 1990; emergency amendment at 14 Ill. Reg. 14184, effective August 16, 1990, for a maximum of 150 days; emergency amendment at 14 Ill. Reg. 14570,

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

effective August 22, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 14826, effective August 31, 1990; amended at 14 Ill. Reg. 15366, effective September 12, 1990; amended at 14 Ill. Reg. 15981, effective September 21, 1990; amended at 14 Ill. Reg. 17279, effective October 12, 1990; amended at 14 Ill. Reg. 18057, effective October 22, 1990; amended at 14 Ill. Reg. 18508, effective October 30, 1990; amended at 14 Ill. Reg. 18813, effective November 6, 1990; amended at 14 Ill. Reg. 20478, effective December 7, 1990; amended at 14 Ill. Reg. 20729, effective December 12, 1990; amended at 15 Ill. Reg. 298, effective December 28, 1990; emergency amendment at 15 Ill. Reg. 592, effective January 1, 1991, for a maximum of 150 days; amended at 15 Ill. Reg. 1051, effective January 18, 1991; Section 140.569 withdrawn at 15 Ill. Reg. 1174; amended at 15 Ill. Reg. 6220, effective April 18, 1991; amended at 15 Ill. Reg. 6534, effective April 30, 1991; amended at 15 Ill. Reg. 8264, effective May 23, 1991; amended at 15 Ill. Reg. 8972, effective June 17, 1991; amended at 15 Ill. Reg. 10114, effective June 21, 1991; amended at 15 Ill. Reg. 10468, effective July 1, 1991; amended at 15 Ill. Reg. 11176, effective August 1, 1991; emergency amendment at 15 Ill. Reg. 11515, effective July 25, 1991, for a maximum of 150 days; emergency expired December 22, 1991; emergency amendment at 15 Ill. Reg. 12919, effective August 15, 1991, for a maximum of 150 days; emergency expired January 12, 1992; emergency amendment at 15 Ill. Reg. 16366, effective October 22, 1991, for a maximum of 150 days; amended at 15 Ill. Reg. 17318, effective November 18, 1991; amended at 15 Ill. Reg. 17733, effective November 22, 1991; emergency amendment at 16 Ill. Reg. 300, effective December 20, 1991, for a maximum of 150 days; amended at 16 Ill. Reg. 174, effective December 24, 1991; amended at 16 Ill. Reg. 1877, effective January 24, 1992; amended at 16 Ill. Reg. 3532, effective February 28, 1992; amended at 16 Ill. Reg. 4006, effective March 6, 1992; amended at 16 Ill. Reg. 6408, effective March 20, 1992; amended at 16 Ill. Reg. 6849, effective April 7, 1992; amended at 16 Ill. Reg. 7017, effective April 17, 1992; amended at 16 Ill. Reg. 10050, effective June 5, 1992; amended at 16 Ill. Reg. 11174, effective June 26, 1992; expedited correction at 16 Ill. Reg. 11348, effective March 20, 1992; emergency amendment at 16 Ill. Reg. 11947, effective July 10, 1992, for a maximum of 150 days; amended at 16 Ill. Reg. 12186, effective July 24, 1992; emergency amendment at 16 Ill. Reg. 13337, effective August 14, 1992, for a maximum of 150 days; emergency amendment at 16 Ill. Reg. 15109, effective September 21, 1992, for a maximum of 150 days; amended at 16 Ill. Reg. 15561, effective September 30, 1992; amended at 16 Ill. Reg. 17302, effective November 2, 1992; emergency amendment at 16 Ill. Reg. 18097, effective November 17, 1992, for a maximum of 150 days; amended at 16 Ill. Reg. 19146, effective December 1, 1992; amended at 16 Ill. Reg. 19879, effective December 7, 1992; amended at 17 Ill. Reg. 837, effective January 11, 1993; amended at 17 Ill. Reg. 1112, effective January 15, 1993; amended at 17 Ill. Reg. 2290, effective February 15, 1993; amended at 17 Ill. Reg. 2951, effective February 17, 1993; amended at 17 Ill. Reg. 3421, effective February 19, 1993; amended at 17 Ill. Reg. 6196, effective April 5, 1993; amended at 17 Ill. Reg. 6839, effective April 21, 1993; amended at 17 Ill. Reg. 7004, effective May 17, 1993; expedited correction at 17 Ill. Reg. 7078, effective December 1, 1992; emergency amendment at 17 Ill. Reg. 11201, effective July 1,

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

1993, for a maximum of 150 days; emergency amendment at 17 Ill. Reg. 15162, effective September 2, 1993, for a maximum of 150 days; emergency amendment at 17 Ill. Reg. 18152, effective October 1, 1993, for a maximum of 150 days.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE.

SUBPART B: MEDICAL PROVIDER PARTICIPATION

Section 140.71 Reimbursement for Medical Services Through the Use of a
EMERGENCY C-13 Invoice Voucher Advance Payment and Expedited Payments

a) C-13 Invoice Voucher Advance Payments

1) The C-13 invoice voucher, when used as an advanced payment, is an exception to the regular reimbursement process. It may be issued only under extraordinary circumstances to qualified providers of medical assistance services. C-13 advance payments will be made only to a hospital organized under the University of Illinois Hospital Act, subject to approval by the Director, or to qualified providers who meet the following requirements:

A) are enrolled with the Department of Public Aid;

B) have experienced an emergency which necessitates C-13 advance payments. Emergency in this instance is defined as a circumstance under which withholding of the advance payment would impose severe and irreparable harm to the clients served. Circumstances which may create such emergencies include, but are not limited to, the following:

- i) agency system errors (either automated system or clerical) which have precluded payments, or which have caused erroneous payments such that the provider's ability to provide further services to clients is severely impaired; or
- ii) cash flow problems encountered by a provider or group of providers which are unrelated to Agency technical system problems. These situations include problems which are exclusively those of the providers or problems related to State cash flow which result in delayed payments and extensive financial problems to a provider, adversely impacting on the ability to promptly serve the clients;
- C) serve a significant number of clients under the medical assistance program. Significant in this instance means:

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

Section 140.71(a)(1)(C) (continued)

- i) for long term care facilities, 80 percent or more of their residents must be eligible for public assistance;
- ii) for long term care facilities enrolled in the Exceptional Care Program, with four (4) or more residents receiving exceptional care;
- iii) for hospitals, they must qualify as a disproportionate share hospital;
- iv) for practitioners and other medical providers, 50 percent or more of their patient revenue must be generated through Medicaid reimbursement;
- v) for sole source pharmacies in a community which are not within a 25-mile radius of another pharmacy, the provisions of this Section may be waived;
- vi) for government-owned facilities, this subsection (a)(1)(C) Section-6 may be waived if the cash flow criteria under (a)(1)(B)(ii) is met; and
- vii) for providers who have filed for Chapter 11 bankruptcy, ~~Section-6~~ this subsection (a)(1)(C) may be waived if the cash flow criteria under (a)(1)(B)(ii) is met;
- D) sign an agreement with the Department which specifies the terms of advance payment and subsequent repayment. The agreement will contain the following provisions:
 - i) specific reason(s) for advanced payments;
 - ii) specific amount agreed to be advanced;
 - iii) specific date to begin recoupment; and
 - iv) method of recoupment (percentage of payable amount of each Medicaid Management Information System voucher, specific amount per month, a warrant intercept, or a combination of the three recovery methods).
- 2) Determination of amount of payment to be issued shall be based on anticipated future payments as determined by the Department.

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

Section 140.71(a) (continued)

- 3) Approval process
 - A) In order to obtain C-13 advance payments, providers must submit their request in writing (telefax requests are acceptable) to the appropriate Bureau Chief within the Division of Medical Programs. The request must include:
 - i) an explanation of the circumstances creating the need for the advance payments;
 - ii) supportive documentation to substantiate the emergency nature of the request and risk of irreparable harm to the clients; and
 - iii) specification of the amount of the advance required.
 - B) An agreement will be issued to the provider for all approved requests. The agreement must be signed by the administrator, owner, chief executive officer or other authorized representative and be received by the Department prior to release of the warrant.
 - C) C-13 advance payments shall be authorized for the provider following approval by the Medicaid Administrator or designee. Once all requirements of this subsection (a)(3) are met, the Administrator will authorize payment within 7 days.
- 4) Recoupment
 - A) Health care entities other than individual practitioners shall be required to sign an agreement stating that, should the entity be sold, the new owners will be made aware of the liability and will assume responsibility for repaying the debt to the Department according to the original agreement.
 - B) All providers shall sign an agreement specifying the terms of recoupment. An agreed percentage of the total payment to the provider for services rendered shall be deducted from future payments until the debt is repaid. For providers who are properly certified, licensed or otherwise qualified under appropriate State and federal requirements, the recoupment period shall not exceed six (6) months from the month in which payment is authorized. For those providers enrolled but not in good standing (e.g.,

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

Section 140.71(a)(4)(B) (continued)

decertification termination hearing or other adverse action is pending), recoupment will be made from the next available payments owed the provider.

- C) In the event that the provider fails to comply with the recoupment terms of the agreement, the remaining balance of any advance payment shall be immediately recouped from claims being processed by the Department. If such claims are insufficient for complete recovery, the remaining balance will become immediately due and payable by check to the Illinois Department of Public Aid. Failure by the provider to remit such check will result in the Agency pursuing other collection methods.

5) Prior Agreements

The terms of any agreement signed between the provider and the Department prior to the adoption of this rule will remain in effect, notwithstanding the provisions of this rule.

b) Expedited Claims Payments

- 1) Expedited claims payments are issued through the regular MMIS payment process and represent an acceleration of the regular payment schedule. They may be issued only under extraordinary circumstances to qualified providers of medical assistance services. Reimbursement through the expedited process will be made only to a hospital organized under the University of Illinois Hospital Act, subject to approval by the Director, or to qualified providers who meet the following requirements:

- A) are enrolled with the Department of Public Aid;
- B) have experienced an emergency which necessitate expedited payments. Emergency in this instance is defined as a circumstance under which withholding of the expedited payment would impose severe and irreparable harm to the clients served. Circumstances which may create such emergencies include, but are not limited to, the following:
- i) agency system errors (either automated system or clerical) which have precluded payments, or which have caused erroneous payments such that the provider's ability to provide further services to the clients is severely impaired;

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

Section 140.71(b)(1)(B) (continued)

- ii) cash flow problems encountered by a provider or group of providers which are unrelated to Agency technical system problems. These situations include problems which are exclusively those of the providers (i.e., provider billing system problems) or problems related to State cash flow which result in delayed payments and extensive financial problems to a provider adversely impacting on the ability to serve the clients;

- C) serve a significant number of clients under the Medical Assistance Program. Significant in this instance means:

- i) for long term care facilities, 80 percent or more of their residents must be eligible for public assistance;
- ii) for hospitals, they must qualify as a disproportionate share hospital;
- iii) for practitioners and other medical providers, 50 percent or more of their patient revenue be generated through Medicaid reimbursement;
- iv) for sole source pharmacies in a community which are not within a 25-mile radius of another pharmacy, the provisions of this Section may be waived;
- v) for government-owned facilities, this subsection (b)(1)(C) Section-6 may be waived if the cash flow criteria under (a)(1)(B)(ii) is met; and
- vi) for providers who have filed for Chapter 11 bankruptcy, subsection (b)(1)(C) Section-6 may be waived if the cash flow criteria under subsection (a)(1)(B)(ii) is met.
- 2) Reimbursement will be based upon the amount of claims determined payable and be made for a period specified by the Department.
- 3) Approval process
- A) In order to qualify for expedited payments, providers must submit their request in writing (telefax requests are acceptable) to the appropriate Bureau Chief within the Division of Medical Programs. The request must include:

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

Section 140.71(b)(3)(A) (continued)

- i) an explanation of the need for the expedited payments; and
 - ii) supportive documentation to substantiate the emergency nature of the request.
- B) Expedited payments shall be authorized for the provider following approval by the Medicaid Administrator or designee.
- C) The Department will periodically review the need for any continued expedited payments.

4) Prior Agreements

The terms of any agreement signed between the provider and the Department prior to the adoption of this rule will remain in effect, notwithstanding the provisions of this rule.

(Source: Emergency amendment at 17 Ill. Reg. 18152, effective October 1, 1993, for a maximum of 150 days)

SUBPART C: PROVIDER ASSESSMENTS PARTICIPATION FEES

Section 140.80 Hospital Provider Fund
EMERGENCY

a) Purpose and Contents.

- 1) The Hospital Provider Fund ("Fund") was created in the State Treasury upon enactment of Public Act 87-861, as amended by Public Act 88-88. Interest earned by the Fund shall be credited to the Fund. The Fund shall not be used to replace any funds appropriated to the Medicaid program by the General Assembly.
- 2) The Fund is created for the purpose of receiving and disbursing monies in accordance with this Section and Public Act 87-861, as amended by Public Act 88-88.

3) The Fund shall consist of:

- A) All monies collected or received by the Department under subsection ~~subsections~~ (b) below;

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

Section 140.80(a)(3) (continued)

- B) All federal matching funds received by the Department as a result of expenditures made by the Department that are attributable to monies deposited in the Fund;
- C) Any interest or penalty levied in conjunction with the administration of the Fund;
- D) All other monies received for the Fund from any other source, including interest earned thereon; and
- E) All monies transferred from the Hospital Services Trust Fund; and
- F) All monies transferred from the Tobacco Products Tax Act.

b) Provider Assessments

Beginning on July 1, 1992 1993, and ending on June 30, 1994, an assessment is imposed upon each hospital provider ~~for the State fiscal year beginning on July 1, 1992 and ending on June 30, 1993, in an amount equal to 2.5% 1.88% of the provider's adjusted gross hospital revenue, as described in subsection (1)(1) of this Section, for the most recent calendar year ending before the beginning of that State fiscal year.~~ An assessment is imposed upon each hospital provider for the fiscal year beginning on July 1, 1994, and ending on June 30, 1995, in an amount equal to the provider's adjusted gross hospital revenue, as described in subsection (1)(1) of this Section, for the most recent calendar year ending before the beginning of that State fiscal year multiplied by the Provider's Savings Rate, as described in subsection (1)(10) of this Section. The Department reserves the right to audit the reported data. The Department shall notify hospital providers of the Provider's Savings Rate by mailing a notice to each provider's last known address as reflected by the records of the Department. ~~Adjusted gross hospital revenue will be based upon the provider's annualized calendar year 1991 revenue reported on the Hospital Provider tax form to be filed by a date designated by the Department. The Department reserves the right to audit the reported data.~~

c) Payment of Assessment Due.

- 1) The assessments ~~described~~ imposed in subsection (b) above shall be due and payable in quarterly installments, each equalling one-fourth of the assessment for the year, on September 30, December 31, March 31, and June 30 May 31 of the year.

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

Section 140.80(c)(1) (continued)

Assessment payments postmarked on the due date will be considered as paid on time.

- 2) All payments received by the Department shall be credited first to unpaid installment amounts (rather than to penalty or interest), beginning with the most delinquent installments.

d) Reporting Requirements, Penalty, and Maintenance of Records

- 1) After December 31 of each year, and on or before March 31 of the succeeding year, every hospital provider subject to an assessment under subsection (b) above shall file a report with the Department. The report shall be on a form prepared by the Department. The report shall include the adjusted gross hospital revenue from the calendar year just ended and shall be utilized by the Department to calculate the assessment for the State fiscal year commencing on the next July 1, ~~except that the report for the State fiscal year commencing July 1, 1992 and the report of revenue for calendar year 1991 shall be filed on or before September 30, 1992.~~ If a hospital provider conducts, operates, or maintains more than one hospital licensed by the Illinois Department of Public Health, a separate report shall be filed for each hospital. In the case of a hospital provider existing as a corporation or legal entity other than an individual, the report filed by it shall be signed by its president, vice-president, secretary, or treasurer or by its properly authorized agent.

- 2) If the hospital provider fails to file its report for a State fiscal year on or before the due date of the report, there shall, unless waived by the Department for reasonable cause, be added to the assessment imposed in subsection (b) above a penalty assessment equal to 25% of the assessment imposed for the year.

- 3) Every hospital provider subject to an assessment under subsection (b) above shall keep records and books that will permit the determination of adjusted gross hospital revenue on a calendar year basis. All such books and records shall be maintained for a minimum of three (3) years following the filing date of the assessment report and shall, at all times during business hours of the day, be subject to inspection by the Department or its duly authorized agents and employees.

- 4) Amended Assessment Reports. With the exception of amended assessment reports filed in accordance with subsections (d)(5)

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

Section 140.80(d)(4) (continued)

or (6) below, an amended assessment report must be filed within 30 calendar days of the original report due date. The amended report must be accompanied by a letter identifying the changes and the justification for the amended report. The provider will be advised of any adjustments to the original annual assessment amount through a written notification from the Department. Penalties may be applied to the amount underpaid due to a filing error.

- 5) Submission of Financial Audit Statements. All hospital providers are required to submit a copy of all financial statements audited by an external, independent auditor, to the Department within ~~thirty~~(30) days of the close of such externally performed financial audits. If the hospital's year end does not coincide with the December 31st ending date for the tax report, the hospital must submit all financial audits covering the tax report period. An amended tax report must accompany such external financial audit statements if the data submitted on the initial tax report changes based upon the findings of such external financial audits and as indicated in the audited external financial statements. Penalties may be applied to the amount underpaid due to a filing error.

- 6) Reconsideration of Adjusted Tax. If the Department, through an audit conducted by the Department or its agent, changes the tax liability of a hospital provider, the hospital provider may request a review or reconsideration of the adjusted tax within ~~thirty~~(30) days of the Department's notification of the change in tax liability. Requests for reconsideration of the tax adjustment shall not be considered if such requests are not postmarked on or before the end of the ~~thirty~~(30) day review period. Penalties may be applied to the amount underpaid due to a filing error.

e) Procedure for Partial Year Reporting/Operating Adjustments

- 1) Cessation of business during the fiscal year in which the tax is being paid. If a hospital provider ceases to conduct, operate, or maintain a hospital ~~in~~ ~~repeet~~ for which the person is subject to assessment under subsection (b) above, the assessment for the State fiscal year in which the cessation occurs shall be adjusted by multiplying the assessment computed under subsection (d) by a fraction, the numerator of which is the number of days in the year during which the provider conducts, operates, or maintains the hospital and the denominator of which is 365. The person shall file a final, amended report with the Department

DEPARTMENT OF PUBLIC AID

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

NOTICE OF EMERGENCY AMENDMENTS

Section 140.80(e)(1) (continued)

not more than 90 30 calendar days after the cessation, reflecting the adjustment and shall pay with the final return the assessment for the year as so adjusted, to the extent not previously paid.

2) Commencing of business during the fiscal year in which the tax is being paid. A hospital provider who commences conducting, operating, or maintaining a hospital for which the person is subject to assessment under subsection (b) above, shall file an initial report for the State fiscal year in which the commencement occurs within 90 30 calendar days thereafter and shall pay the assessment under subsection (d) above as computed by the Department in equal installments on the due date of the initial assessment determination and on the regular installment due dates for the State fiscal year occurring after the due date of the initial assessment determination. In determining the annual assessment amount for the provider the Department shall develop hypothetical annualized revenue projections based upon geographic location, facility size and patient case mix. The assessment determination made by the Department is final.

3) Partial Calendar Year Operation Adjustment. For a hospital provider that did not conduct, operate, or maintain a hospital throughout the entire calendar year reporting period, the assessment for the following State fiscal year shall be annualized based on the provider's actual revenues for the portion of the reporting period the hospital was operational (dividing adjusted gross hospital revenue by the number of days the hospital was in operation and then multiplying the amount by 365). Revenues realized by a prior provider from the same hospital during the calendar year shall be used in the annualization equation, if available.

4) Change in Ownership and/or Operators. The full quarterly assessment must be paid on the designated due dates regardless of changes in ownership or operators. Liability for the payment of the assessment amount (including past due assessments and any interest or penalties that may have accrued against the amount) rests on the hospital provider currently operating or maintaining the hospital regardless if these amounts were incurred by the current owner or were incurred by previous owners. Collection of delinquent assessment fees from previous providers will be made against the current provider. Failure of the current provider to pay any outstanding assessment liabilities incurred by previous providers shall result in the

Section 140.80(e)(4) (continued)

application of penalties described in subsection (f)(1) of this Section.

f) Penalties

- 1) Any hospital that fails to pay the full amount of an installment when due shall be charged, unless waived by the Department for reasonable cause, a penalty equal to 5% of the amount of the installment not paid on or before the due date, plus 5% of the portion thereof remaining unpaid on the last day of each month thereafter, not to exceed 100% of the installment amount not paid on or before the due date.
- 2) Within forty-five (45) days from the due date, the Department may begin recovery actions against delinquent hospitals participating in the Medicaid Program. Payments may be withheld from the hospital until the entire provider fee, including any penalties, is satisfied or until a reasonable repayment schedule has been approved by the Department. If a reasonable agreement cannot be reached or if a hospital fails to comply with an agreement the Department reserves the right to recover any outstanding provider assessment, interest and penalty by recouping the amount or a portion thereof from the hospital's future payments from the Department. The provider may appeal this recoupment in accordance with Department rules contained in 89 Ill. Adm. Code 104. The Department has the right to continue recoupment during the appeal process. Penalties pursuant to subsection (f)(1) above will continue to accrue during the recoupment process. Recoupment proceedings against the same hospital two times in a fiscal year may be cause for termination from the Program. Failure by the Department to initiate recoupment activities within 45 days shall not reduce the provider's liabilities nor shall it preclude the Department from taking action at a later date.
- 3) If the hospital does not participate in the Medicaid Program, or is no longer doing business with the Department, or the Department cannot recover the full amount due through the claims processing system, within three months of the fee due date, the Department may begin legal action to recover the monies, including penalties and interest owed, plus court costs.

g) Delayed Payment - Groups of Hospitals

The Director may establish delayed payment of fees and/or waive the

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

Section 140.80(g) (continued)

payment of interest and penalties for groups of hospitals such as disproportionate share hospitals or all other hospitals when:

- 1) the State delays payments to hospitals due to problems related to state cash flow, or
- 2) a cash flow bond pool's, or any other group financing plans', requests from providers for loans are in excess of its scheduled proceeds such that a significant number of hospitals will be unable to obtain a loan to pay the fee.

h) Delayed Payment - Individual Hospitals

In addition to the provisions of subsection (g) above, the Director may delay fees for individual hospitals that are unable to make timely payments under this Section due to financial difficulties. No delayed payment arrangements shall extend beyond the last business day of the calendar quarter following the quarter in which the fee was to have been received by the Department as described in subsection (c) above.

- 1) Criteria. Delayed payment provisions may be instituted only under extraordinary circumstances. Delayed payment provisions may be made only to qualified hospitals who meet all of the following requirements:

- A) the provider has experienced an emergency which necessitates institution of delayed payment provisions. Emergency in this instance is defined as a circumstance under which institution of the payment and penalty provisions described in subsections (c)(1), (c)(2), (f)(1) and (f)(2) above would impose severe and irreparable harm to the clients served. Circumstances which may create such emergencies include, but are not limited to, the following:
 - i) Department system errors (either automated system or clerical) which have precluded payments, or which have caused erroneous payments such that the provider's ability to provide further services to clients is severely impaired;
 - ii) cash flow problems encountered by a provider which are unrelated to Department technical system problems and which result in extensive financial problems to a facility, adversely impacting on its ability to serve its clients.

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

Section 140.80(h)(1) (continued)

- B) the provider serves a significant number of clients under the medical assistance program. "Significant" in this instance means:
 - i) a hospital that serves a significant number of clients under the medical assistance program; significant in this instance means that the hospital qualifies as a disproportionate share hospital under 89 Ill. Adm. Code 148.120(a)(1) through 148.120(a)(5); or qualifies as a Medicare DSH hospital under the current federal guidelines.
 - ii) a government-owned facility, which meets the cash flow criterion under subsection (h)(1)(A)(ii) above.
 - iii) a hospital which has filed for Chapter 11 bankruptcy, which meets the cash flow criteria under subsection (h)(1)(A)(ii) above.
- C) the provider must file a delay of payment request as defined under subsection (h)(3)(A) below, and the request must include a Cash Position Statement which is based upon current assets, current liabilities and other data for a date which is less than ~~sixty~~ 60 days prior to the date of filing. Any liabilities payable to owners or related parties must not be reported as current liabilities on the Cash Position Statement.

A deferral of assessment payments will be denied if any of the following criteria are met:

 - i) the ratio of current assets divided by current liabilities is greater than 2.0.
 - ii) cash, short term investments and long term investments equal or exceed the total of accrued wages payable and the assessment payment. Long term investments which are unavailable for expenditure for current operations due to donor restrictions or contractual requirements will not be used in this calculation.
- D) the provider must show evidence of denial of an application to borrow provider participation fee funds through a cash flow bond pool or financial institutions such as a commercial bank. The denial must be 90 days old or less.

DEPARTMENT OF PUBLIC AID

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

NOTICE OF EMERGENCY AMENDMENTS

Section 140.80(h)(1) (continued)

Section 140.80(h)(3)(A) (continued)

- E) the provider must sign an agreement with the Department which specifies the terms and conditions of the delayed payment provisions. The agreement shall contain the following provisions:
- i) specific reason(s) for institution of the delayed payment provisions;
 - ii) specific dates on which payments must be received and the amount of payment which must be received on each specific date described;
 - iii) the interest or a statement of interest waiver as described in subsection (h)(5) below that shall be due from the provider as a result of institution of the delayed payment provisions;
 - iv) a certification stating that, should the entity be sold, the new owners will be made aware of the liability and any agreement selling the entity will include provisions that the new owners will assume responsibility for repaying the debt to the Department according to the original agreement; and
 - v) a certification stating that all information submitted to the Department in support of the delayed payment request is true and accurate to the best of the signator's knowledge.
 - vi) such other terms and conditions that may be required by the Department.
- 2) A hospital which does not meet the above criteria may request a delayed payment schedule and/or the waiver of interest and penalties. The Director may approve the request, notwithstanding the hospital not meeting the above criteria, upon a sufficient showing of financial difficulties and good cause by the hospital. If the request for a delayed payment schedule and/or waiver of interest and penalties is approved, all other conditions of this subsection (h) shall apply.

3) Approval Process.

- A) In order to receive consideration for delayed payment provisions, providers must submit their request in writing (telefax requests are acceptable) to the Bureau of Program

and Reimbursement Analysis. The request must be received as follows: delayed payment requests for installments due on September 30 of the year must be received on or before September 15 ten of the year; delayed payment requests for installments due on December 31 of the year must be received on or before December ten 10 of the year; delayed payment requests for installments due on March 31 of the year must be received on or before March 5 11 of the year; and delayed payment requests for installments due on June 30 May 31 of the year must be received on or before June 4 May ten of the year. Requests must be complete and contain all required information before they are considered to have met the time requirements for filing a delayed request. All telefax requests must be followed up with original written requests, postmarked no later than the date of the telefax. The request must include:

- i) an explanation of the circumstances creating the need for the delayed payment provisions;
 - ii) supportive documentation to substantiate the emergency nature of the request including a cash position statement as defined in subsection (h)(1)(C) of this Section, a denial of application to borrow the assessment as defined in subsection (h)(1)(D) of this Section and an explanation of the risk of irreparable harm to the clients; and
 - iii) specification of the specific arrangements requested by the provider.
- B) The hospital shall be notified by the Department, in writing prior to the assessment due date, of the Department's decision with regard to the request for institution of delayed payment provisions. An agreement shall be issued to the provider for all approved requests. The agreement must be signed by the administrator, owner, chief executive officer or other authorized representative and be received by the Department prior to the first scheduled payment date listed in such agreement.

4)

- Waiver of Penalties. The penalties described in subsections (f)(1) and (f)(2) of this Section may be waived upon approval of the provider's request for institution of delayed payment provisions. In the event a provider's request for institution of delayed payment provisions is approved and the Department has

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

Section 140.80(h)(4) (continued)

received the signed agreement in accordance with subsection (h)(3)(B) above, such penalties shall be permanently waived for the subject quarter unless the provider fails to meet all of the terms and conditions of the agreement. In the event the provider fails to meet all of the terms and conditions of the agreement, the agreement shall be considered null and void and such penalties shall be fully reinstated.

5) Interest. The delayed payments shall include interest at a rate not to exceed the State of Illinois borrowing rate. The applicable interest rate shall be identified in the agreement described in subsection (h)(1)(E) above. The interest may be waived by the Director if the facility's current ratio, as described in subsection (h)(1)(C) above is 1.5 or less and the hospital meets the criteria in subsections (h)(1)(A) and (B) above. Any such waivers granted shall be expressly identified in the agreement described in subsection (h)(1)(E) above.

6) Subsequent Delayed Payment Arrangements. Once a provider has requested and received approval for delayed payment arrangements, the provider shall not receive approval for subsequent delayed payment arrangements until such time as the terms and conditions of any current delayed payment agreement have been satisfied or unless the provider is in full compliance with the terms of the current delayed payment agreement. The waiver of penalties described in subsection (h)(4) above shall not apply to a provider that has not satisfied the terms and conditions of any current delayed payment agreement.

i) Administration and Enforcement Provisions

Pursuant to Section 5A-7 of P.A. 86-861, to the extent practicable, the Department shall administer and enforce P.A. 86-861, as amended by P.A. 88-88, and collect the assessments, interest, and penalty assessments imposed under the law, using procedures employed in its administration of this Code generally and, as it deems appropriate, in a manner similar to that in which the Department of Revenue administers and collects the retailers' occupation tax under the Retailers' Occupation Tax Act ("ROTA").

j) Exemptions

1) A rural hospital, as defined in subsection (1)(11) below, shall be exempt from the assessment imposed under subsection (b), unless the exemption is adjudged to be unconstitutional or otherwise invalid, in which case the provider shall pay the

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

Section 140.80(j)(1) (continued)

assessment imposed under subsection (b) above.

2) A hospital provider which is a county with a population of more than 3,000,000 that makes intergovernmental transfer payments as provided in Section 15-3 of P.A. 87-861, as amended by P.A. 88-85 and P.A. 88-88, shall be exempt from the assessment imposed by subsection (b) above, unless the exemption is adjudged to be unconstitutional or otherwise invalid, in which case the hospital shall pay the assessment imposed by subsection (b) above for all assessment periods beginning on or after July 1, 1992, and the assessment so paid shall be creditable against the intergovernmental transfer payments.

3) The Department is authorized to enter into an interagency agreement with a hospital organized under the University of Illinois Hospital Act and exempt from the assessment imposed under subsection (b) of this Section, to make intergovernmental transfer payments to the Department. These payments shall be deposited into the General Revenue Fund, A-000-community hospital-provider, as defined in 89-III-Adm-Code-149.125(b)-as in effect on July 1, 1992, whether public or private and whether organized for profit or not-for-profit, shall be exempt from the assessment imposed by subsection (b) above unless the exemption is adjudged to be unconstitutional or otherwise invalid, in which case the provider shall pay the assessment imposed by subsection (b) above for the purpose of determining those hospitals that shall be exempt from the assessment imposed by subsection (b) above, the community hospital provider designation for FY 93 (July 1, 1992 through June 30, 1993) will be effective on July 1, 1992 and shall apply to the period of July 1, 1992 through June 30, 1993.

4) The Department is also authorized to enter into agreements with publicly owned or operated hospitals not described in subsections (j)(1) through (j)(3) above to make intergovernmental transfer payments to the Department. These payments shall be deposited into the Hospital Provider Fund.

k) Nothing in P.A. 88-88 shall be construed to prevent the Department from collecting all amounts due under this Section pursuant to an assessment imposed before the effective date of P.A. 88-88.

l) Definitions.

As used in this Section, unless the context requires otherwise:

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

Section 140.80(1) (continued)

- 1) "Adjusted gross hospital revenue" means the hospital's ~~provider's total gross patient charges revenue derived or related to patient care, less Medicare contractual allowances, bad debts, charity care, and discounts on patient accounts, but does not include gross patient revenue (and the portion of any Medicare contractual allowance or discount related thereto) from skilled or intermediate long-term care services within the meaning of Title XVIII or XIX of the Social Security Act.~~ Revenue generated from swing beds, as described in subsection (1)(12) below, is considered to be part of the provider's gross hospital revenue. Revenue not related to patient care, such as, investment income, gift shop, cafeteria, or parking lot revenue is not considered as patient revenue. Adjusted gross hospital revenue must be reported on an accrual basis for the tax reporting period. All patient revenue accrued during the tax reporting period must be included even though reimbursement may occur after the tax reporting period. Patient revenue must be reported on a basis that is consistent with methods used on the hospital's last two (2) cost reports.
- 2) "Cigarette Tax Contribution" is the sum of the total amount deposited in the Hospital Provider Fund in State fiscal year 1994 pursuant to Section 2(a) of the Cigarette Tax Act, plus the total amount deposited in the Hospital Provider Fund in State fiscal year 1994 pursuant to Section 5A-3(c) of Public Act 88-88.
- 2) "Gross Actual Allowance" means the difference between charges at established rates and the amount estimated to be paid by third party payers or patients as appropriate, pursuant to agreement or contract with the hospital, courtesy and policy discounts provided to employees, medical staff and clergy, and charity care, but "Gross Actual Allowance" does not mean deduction if applicable to the skilled nursing facility or intermediate care facility revenue, or any provider participation fees/taxes paid to the Illinois Department of Public Aid.
- 3) "Department" means the Illinois Department of Public Aid.
- 4) "Fund" means the Hospital Provider Fund.
- 5) "Hospital" means an institution, place, building, or agency located in this State that is subject to licensure by the Illinois Department of Public Health under the Hospital Licensing Act, whether public or private and whether organized for profit or not-for-profit.

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

Section 140.80(1) (continued)

- 6) "Hospital provider" means a person licensed by the Department of Public Health to conduct, operate, or maintain a hospital, regardless of whether the person is a Medicaid provider. For purposes of this definition, "person" means any political subdivision of the State, municipal corporation, individual, firm, partnership, corporation, company, limited liability company, association, joint stock association, or trust, or a receiver, executor, trustee, guardian, or other representative appointed by order of any court.
- 7) "Intergovernmental transfer payment" means the payments established under Section 15-3 of P.A. 87-861, as amended by P.A. 87-85 and P.A. 88-88, and includes without limitation payments payable under that Section for July, August and September of 1992.
- 8) "Maximum Section 5A-2 Contribution" is the total amount of tax imposed by Section 5A-2 of Public Act 88-88 in State fiscal year 1994 on providers subject to the assessment imposed by subsection (b) above, multiplied by a fraction the numerator of which is adjusted gross hospital revenues reported to the Department by providers subject to the assessment imposed by subsection (b) for State fiscal year 1994 and the denominator of which is adjusted gross hospital revenues reported to the Department by providers subject to the assessment imposed by subsection (b) for State fiscal year 1993. "Sole community hospital provider" means a Medicaid-eligible community provider defined in 89 Ill. Adm. Code 149.125(b) whether public or private and whether organized for profit or not-for-profit.
- 9) "Medicare Contractual Allowance" means the difference between charges at established rates and the amount estimated to be paid by Medicare, as appropriate, pursuant to agreements between the hospital and the Health Care Financing Administration.
- 10) "Provider's Savings Rate" is 1.88% multiplied by a fraction, the numerator of which is the Maximum Section 5A-2 Contribution minus the Cigarette Tax Contribution, and the denominator of which is the Maximum Section 5A-2 Contribution.
- 11) "Rural hospital" means a hospital that is either located outside a metropolitan statistical area, or is located 15 miles or less from a county that is outside a metropolitan statistical area and that is licensed to perform medical/surgical or obstetrical services and has a combined approved total bed capacity of 75 or fewer beds in these two service categories as of the effective

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

Section 140.80(1)(11) (continued)

date of P.A. 88-88 (July 14, 1993), as determined by the Illinois Department of Public Health. The Illinois Department of Public Health must have been notified in writing of any changes to a facility's bed count on or before the effective date of P.A. 88-88 (July 14, 1993). Appeals of the geographic designation of a hospital provider shall be in accordance with 89 Ill. Adm. Code 148.310(m).

- 12) "Swing-beds" means those beds for which a hospital provider has been granted an approval from the federal Health Care Financing Administration to provide post-hospital extended care services (42 CFR 409.30, October 1, 1991) and be reimbursed as a swing-bed hospital (42 CFR 413.114, October 1, 1991).

(Source: Emergency amendment at 17 Ill. Reg. 18152, effective October 1, 1993, for a maximum of 150 days)

Section 140.82 Developmentally Disabled Care Provider Fund
EMERGENCY

a) Purpose and Contents

- 1) The Developmentally Disabled Care Provider Fund was created in the State Treasury upon enactment of Public Act 87-861, as amended by Public Act 88-88. Interest earned by the Fund shall be credited to the Fund. The Fund shall not be used to replace any funds appropriated to the Medicaid program by the General Assembly.
- 2) The Fund is created for the purpose of receiving and disbursing monies in accordance with this Section and Public Act 87-861, as amended by Public Act 88-88.
- 3) The Fund shall consist of:
 - A) All monies collected or received by the Department under subsection ~~subsections~~ (b) below;
 - B) All federal matching funds received by the Department as a result of expenditures made by the Department that are attributable to monies deposited in the Fund;
 - C) Any interest or penalty levied in conjunction with the administration of the Fund; and

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

Section 140.82(a)(3) (continued)

- D) All other monies received for the Fund from any other source, including interest earned thereon; and
 - E) All monies transferred from the Medicaid Developmentally Disabled Provider Participation Fee Trust Fund.
- b) Provider Assessments

Beginning on July 1, 1992 1993, an assessment is imposed upon each developmentally disabled care provider for the State fiscal year beginning on July 1, 1992 1993, and ending on June 30, 1993 1993, in an amount equal to 13% six percent of its adjusted gross developmentally disabled care revenue for the prior State fiscal year. Adjusted gross developmentally disabled care revenue for the fiscal year beginning on July 1, 1993, will be based upon the provider's annualized state fiscal year 1993 FY92 revenue. Adjusted gross developmentally disabled care revenue for the fiscal year beginning on July 1, 1994, will be based upon the provider's annualized state fiscal year 1994 revenue. The revenue for each year will be reported on the Developmentally Disabled Care Provider Tax form to be filed by a date designated by the Department. The Department reserves the right to audit the reported data.

c) Payment of Assessment Due

- 1) The assessment described in subsection (b) above shall be due and payable in quarterly installments, each equalling one-fourth of the assessment for the year, on September 30, December 31, March 31, and June 30 May 31 of the year. Assessment payments postmarked on the due date will be considered paid on time.
- 2) All payments received by the Department shall be credited first to unpaid installment amounts (rather than to penalty or interest), beginning with the most delinquent installments.
- d) Reporting Requirements, Penalty, and Maintenance of Records
 - 1) After June 30 of each State fiscal year, and on or before September 30 of the succeeding State fiscal year, every developmentally disabled care provider subject to an assessment under subsection (b) above shall file a report with the Department. The report shall be on a form prepared by the Department. The report shall include the adjusted gross developmentally disabled care revenue from the State fiscal year just ended and shall be utilized by the Department to calculate the assessment for the State fiscal year commencing on the

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

Section 140.82(d)(1) (continued)

preceding July 1. If a developmentally disabled care provider operates or maintains more than one developmentally disabled care facility, a separate report shall be filed for each facility. In the case of a developmentally disabled care provider existing as a corporation or legal entity other than an individual, the report filed by it shall be signed by its president, vice-president, secretary, or treasurer or by its properly authorized agent.

2) If the developmentally disabled care provider fails to file its report for a State fiscal year on or before the due date of the report, there shall, unless waived by the Department for reasonable cause, be added to the assessment imposed in subsection (b) above a penalty assessment equal to 25% of the assessment imposed for the year.

3) Every developmentally disabled care provider subject to an assessment under subsection (b) above shall keep records and books that will permit the determination of adjusted gross developmentally disabled care revenue on a State fiscal year basis. All such books and records shall be maintained for a minimum of three (3) years following the filing date of the assessment report and shall, at all times during business hours of the day, be subject to inspection by the Department or its duly authorized agents and employees.

4) Amended Assessment Reports. With the exception of amended assessment reports filed in accordance with subsections (d)(5) or (6) below, an amended assessment report must be filed within 30 calendar days of the original report due date. The amended report must be accompanied by a letter identifying the changes and the justification for the amended report. The provider will be advised of any adjustments to the original annual assessment amount through a written notification from the Department. Penalties may be applied to the amount underpaid due to a filing error.

5) Submission of Financial Audit Statements. All developmentally disabled care providers are required to submit a copy of all financial statements audited by an external, independent auditor to the Department within ~~thirty~~(30) days of the close of such externally performed financial audits. If the provider's year end does not coincide with the June 30th ending date for the tax report, the provider must submit all financial audits covering the tax report period. An amended tax report must accompany such external financial audit statements if the data submitted

ILLINOIS REGISTER

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

Section 140.82(d)(5) (continued)

on the initial tax report changes based upon the findings of such external financial audits and as indicated in the audited external financial statements. Penalties may be applied to the amount underpaid due to a filing error.

6) Reconsideration of Adjusted Tax. If the Department, through an audit conducted by the Department or its agent, changes the tax liability of a developmentally disabled care provider, the developmentally disabled care provider may request a review or reconsideration of the adjusted tax within ~~thirty~~(30) days of the Department's notification of the change in tax liability. Requests for reconsideration of the tax adjustment shall not be considered if such requests are not postmarked on or before the end of the ~~thirty~~(30) day review period. Penalties may be applied to the amount underpaid due to a filing error.

e) Procedure for Partial Year Reporting/Operating Adjustments

1) Cessation of business during the fiscal year in which the tax is being paid. For a developmentally disabled care provider who ceases to conduct, operate, or maintain a facility in ~~the~~ year for which the person is subject to assessment under subsection (b) above, the assessment for the State fiscal year in which the cessation occurs shall be adjusted by multiplying the assessment computed under subsection (d) above by a fraction, the numerator of which is the number of days in the year during which the provider conducts, operates, or maintains the facility and the denominator of which is 365. The person shall file a final, amended report with the Department not more than 90 30 calendar days after the cessation, reflecting the adjustment and shall pay with the final report the assessment for the year as so adjusted, to the extent not previously paid.

2) Commencing of business during the fiscal year in which the tax is being paid. A developmentally disabled care provider who commences conducting, operating, or maintaining a facility ~~for~~ ~~of~~ which the person is subject to assessment under subsection (b) above, shall file an initial return for the State fiscal year in which the commencement occurs within 90 30 calendar days thereafter and shall pay the assessment under subsection (d) above as computed by the Department in equal installments on the due date of the initial assessment determination and on the regular installment due dates for the State fiscal year occurring after the due date of the initial assessment determination. In determining the annual assessment amount for

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

Section 140.82(e)(2) (continued)

the provider the Department shall develop hypothetical annualized revenue projections based upon geographic location, facility size and patient case mix. The assessment determination made by the Department is final.

- 3) Partial Fiscal Year Operation Adjustment. A developmentally disabled care provider that did not conduct, operate, or maintain a facility throughout the entire fiscal year reporting period, the assessment for the following State fiscal year shall be annualized based on the provider's actual developmentally disabled care revenue for the portion of the reporting period the facility was operational (dividing adjusted developmentally disabled care revenue by the number of days the facility was in operation and then multiplying that amount by 365). Developmentally disabled care revenue realized by a prior provider from the same facility during the fiscal year shall be used in the annualization equation, if available.

- 4) Change in Ownership and/or Operators. The full quarterly assessment must be paid on the designated due dates regardless of changes in ownership or operators. Liability for the payment of the assessment amount (including past due assessments and any interest or penalties that may have accrued against the amount) rests on the developmentally disabled care provider currently operating or maintaining the developmentally disabled care facility regardless if these amounts were incurred by the current owner or were incurred by previous owners. Collection of delinquent assessment fees from previous providers will be made against the current provider. Failure of the current provider to pay any outstanding assessment liabilities incurred by previous providers shall result in the application of penalties described in subsection (f)(1) of this Section.

f) Penalties

- 1) Any facility that fails to pay the full amount of an installment when due shall be charged, unless waived by the Department for reasonable cause, a penalty equal to 5% of the amount of the installment not paid on or before the due date, plus 5% of the portion thereof remaining unpaid on the last day of each month thereafter, not to exceed 100% of the installment amount not paid on or before the due date.
- 2) Within forty-five (45) days from the due date, the Department may begin recovery actions against delinquent facilities

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

Section 140.82(f)(2) (continued)

participating in the Medicaid Program. Payments may be withheld from the facility until the entire provider fee, including any penalties, is satisfied, or until a reasonable repayment schedule has been approved by the Department. If a reasonable agreement cannot be reached, or if the facility fails to comply with an agreement the Department reserves the right to recover any outstanding provider assessment, interest and penalty by recouping the amount or a portion thereof from the provider's future payments from the Department. The provider may appeal this recoupment in accordance with Department rules contained in 89 Illinois Admin. Code 104. The Department has the right to continue recoupment during the appeal process. Penalties pursuant to subsection (f)(1) above will continue to accrue during the recoupment process. Recoupment proceedings against the same facility two times in a fiscal year may be cause for termination from the Program. Failure by the Department to initiate recoupment activities within 45 days shall not reduce the provider's liabilities nor shall it preclude the Department from taking action at a later date.

- 3) If the facility does not participate in the Medicaid Program, or is no longer doing business with the Department, or the Department cannot recover the full amount due through the claims processing system, within three months of the fee due date, the Department may begin legal action to recover the monies, including penalties and interest owed, plus court costs.

g) Delayed Payment - Groups of Facilities.

The Director may establish delayed payment of fees and/or waive the payment of interest and penalties for groups of facilities when:

- 1) the State delays payments to facilities due to problems related to state cash flow, or
- 2) a cash flow bond pool's or any other group financing plans' requests from providers for loans are in excess of its scheduled proceeds such that a significant number of facilities will be unable to obtain a loan to pay the fee.

h) Delayed Payment - Individual Facilities

In addition to the provisions of subsection (g) above, the Director may delay fees for individual facilities that are unable to make timely payments under this Section due to financial difficulties. No delayed payment arrangements shall extend beyond the last business

Section 140.82(h) (continued)

day of the calendar quarter following the quarter in which the assessment was to have been received by the Department as described in subsection (c) above.

- 1) Criteria. Delayed payment provisions may be instituted only under extraordinary circumstances. Delayed payment provisions shall be made only to qualified facilities who meet all of the following requirements:

- A) the facility has experienced an emergency which necessitates institution of delayed payment provisions. Emergency in this instance is defined as a circumstance under which institution of the payment and penalty provisions described in subsections (c)(1), (c)(2), (f)(1), (f)(2) and (f)(3) above would impose severe and irreparable harm to the clients served. Circumstances which may create such emergencies include, but are not limited to, the following:

- i) Department system errors (either automated system or clerical) which have precluded payments, or which have caused erroneous payments such that the facility's ability to provide further services to clients is severely impaired;
- ii) cash flow problems encountered by a facility which are unrelated to Department technical system problems and which result in extensive financial problems to a facility adversely impacting on its ability to serve its clients.

- B) the facility serves a significant number of clients under the Medical Assistance Program. Significant in this instance means:

- i) 85 percent or more of their residents must be eligible for public assistance;
- ii) a government-owned facility, which meets the cash flow criteria under subsection (h)(1)(A)(ii) above;
- iii) a provider who has filed for Chapter 11 bankruptcy, which meets the cash flow criterion under subsection (h)(1)(A)(ii) above.

Section 140.82(h)(1) (continued)

- C) the facility must file a delay of payment request as defined in subsection (h)(3)(A) below, and the request must include a Cash Position Statement which is based upon current assets, current liabilities and other data for a date which is less than sixty-(60) days prior to the date of filing. Any liabilities payable to owners or related parties must not be reported as current liabilities on the Cash Position Statement. A deferral of assessment payments will be denied if any of the following criteria are met:

- i) the ratio of current assets divided by current liabilities is greater than 2.0;
- ii) cash, short term investments and long term investments equal or exceed the total of accrued wages payable and the assessment payment. Long term investments which are unavailable for expenditure for current operations due to donor restrictions or contractual requirements will not be used in this calculation;
- iii) cash or other assets has been distributed during the previous 90 days to owners or related parties in an amount equal to or exceeding the assessment payment for dividends, salaries in excess of those allowable under Section 140.541 or payments for purchase of goods or services in excess of cost as defined in Section 140.537.

- D) the facility, with the exception of government owned facilities, must show evidence of denial of an application to borrow the assessment funds through a cash flow bond pool or financial institutions such as a commercial bank. The denial must be 90 days old or less.

- E) the facility must sign an agreement with the Department which specifies the terms and conditions of the delayed payment provisions. The agreement shall contain the following provisions:

- i) specific reason(s) for institution of the delayed payment provisions;
- ii) specific dates on which payments must be received and the amount of payment which must be received on each specific date described;

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

Section 140.82(h)(1)(E) (continued)

- iii) the interest or a statement of interest waiver as described in subsection (h)(5) below that shall be due from the facility as a result of institution of the delayed payment provisions;
 - iv) a certification stating that, should the entity be sold, the new owners will be made aware of the liability and any agreement selling the entity will include provisions that the new owners will assume responsibility for repaying the debt to the Department according to the original agreement;
 - v) a certification stating that all information submitted to the Department in support of the delayed payment request is true and accurate to the best of the signator's knowledge; and
 - vi) such other terms and conditions that may be required by the Department.
- 2) A facility which does not meet the above criteria may request a delayed payment schedule and/or the waiver of interest and penalties. The Director may approve the request, notwithstanding the facility not meeting the above criteria, upon a sufficient showing of financial difficulties and good cause by the facility. If the request for a delayed payment schedule and/or waiver of interest and penalties is approved, all other conditions of this subsection (h) shall apply.

3) Approval Process

- A) In order to receive consideration for delayed payment provisions, facilities must submit their request in writing (telex requests are acceptable) to the Bureau of Program and Reimbursement Analysis. The request must be received as follows: delayed payment requests for installments due on September 30 of the year must be received on or before September 15 ~~ten~~ of the year; delayed payment requests for installments due on December 31 of the year must be received on or before December ~~ten~~ 10 of the year; delayed payment requests for installments due on March 31 of the year must be received on or before March 5 11 of the year; and delayed payment requests for installments due on June 30 May 31 of the year must be received on or before ~~June~~ 4 May ten of the year. Requests must be complete and contain all required information before they are considered to have

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

Section 140.82(h)(3)(A) (continued)

- met the time requirements for filing a delayed payment request. All telex requests must be followed up with original written requests postmarked no later than the date of the telex. The request must include:
- i) an explanation of the circumstances creating the need for the delayed payment provisions;
 - ii) supportive documentation to substantiate the emergency nature of the request and risk of irreparable harm to the clients; and
 - iii) specification of the specific arrangements requested by the facility.
- B) The facility shall be notified by the Department, in writing prior to the assessment due date, of the Department's decision with regard to the request for institution of delayed payment provisions. An agreement shall be issued to the facility for all approved requests. The agreement must be signed by the administrator, owner or other authorized representative and be received by the Department prior to the first scheduled payment date listed in such agreement.
- 4) Waiver of Penalties. The penalties described in subsections (f)(1) and (f)(2) of this Section may be waived upon approval of the facility's request for institution of delayed payment provisions. In the event a facility's request for institution of delayed payment provisions is approved and the Department has received the signed agreement in accordance with subsection (h)(3)(b) above, such penalties shall be permanently waived for the subject quarter unless the facility fails to meet all of the terms and conditions of the agreement. In the event the facility fails to meet all of the terms and conditions of the agreement, the agreement shall be considered null and void and such penalties shall be fully reinstated.
- 5) Interest. The delayed payments shall include interest at a rate not to exceed the State of Illinois borrowing rate. The applicable interest rate shall be identified in the agreement described in subsection (h)(1)(E) above. The interest may be waived by the Director if the facility's current ratio, as described in subsection (h)(1)(C) above is 1.5 or less and the facility meets the criteria in subsections (h)(1)(A) and (B)

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

Section 140.82(h)(5) (continued)

above. Any such waivers granted shall be expressly identified in the agreement described in subsection (h)(1)(E) above.

- 6) Subsequent Delayed Payment Arrangements. Once a facility has requested and received approval for delayed payment arrangements, the facility shall not receive approval for subsequent delayed payment arrangements until such time as the terms and conditions of any current delayed payment agreement have been satisfied or unless the provider is in full compliance with the terms of the current delay of payment agreement. The waiver of penalties described in subsection (h)(4) above shall not apply to a facility that has not satisfied the terms and conditions of any current delayed payment agreement.

i) Administration; enforcement provisions

Pursuant to Section 5C-6 of P.A. 86-861, to the extent practicable, the Department shall administer and enforce P.A. 86-861, as amended by P.A. 88-88, and collect the assessments, interest, and penalty assessments imposed under the law, using procedures employed in its administration of this Code generally and, as it deems appropriate, in a manner similar to that in which the Department of Revenue administers and collects the retailers' occupation tax under the Retailers' Occupation Tax Act ("ROTA").

j) Nothing in P.A. 88-88 shall be construed to prevent the Department from collecting all amounts due under this Section pursuant to an assessment imposed before the effective date of P.A. 88-88.

k) Definitions.

- 1) "Adjusted gross developmentally disabled care revenue" means the developmentally disabled care provider's total revenue for inpatient residential services, less contractual allowances and discounts on patients' accounts, but does not include non-patient revenue from sources such as contributions, donations or bequests, investments, day training services, television and telephone service, rental of facility space, or sheltered care revenue. Adjusted gross developmentally disabled care revenue must be reported on an accrual basis for the tax reporting period. All patient revenue accrued during the tax reporting period must be included even though reimbursement may occur after the tax reporting period. Patient revenue must be reported on a basis that is consistent with methods used on the hospital's facility's last two (2) cost reports.

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

Section 140.82(k) (continued)

- 2) "Contractual Allowance" means the difference between charges at established rates and the amount estimated to be paid by third party payors or patients, as appropriate, pursuant to agreements/contracts with the developmentally disabled care provider; courtesy and policy discounts provided to employees, medical staff and clergy; and charity care, but "contractual allowance" does not mean any Provider Participation fees/taxes paid to the Illinois Department of Public Aid.
- 3) "Department" means the Illinois Department of Public Aid.
- 4) "Developmentally disabled care facility" means an intermediate care facility for the mentally retarded within the meaning of Title XIX of the Social Security Act, whether public or private and whether organized for profit or not-for-profit, but shall not include any facility operated by the State.
- 5) "Developmentally disabled care provider" means a person conducting, operating, or maintaining a developmentally disabled care facility. For this purpose, "person" means any political subdivision of the State, municipal corporation, individual, firm, partnership, corporation, company, limited liability company, association, joint stock association, or trust, or a receiver, executor, trustee, guardian or other representative appointed by order of any court.
- 6) "Facility" means all intermediate care facilities as defined under "Developmentally disabled care facility" above.
- 7) "Fund" means the Developmentally Disabled Care Provider Fund.

(Source: Emergency amendment at 17 Ill. Reg. 18152-- , effective October 1, 1993, for a maximum of 150 days)

Section 140.84 Long Term Care Provider Fund
EMERGENCY

a) Purpose and Contents

- 1) The Long Term Care Provider Fund was created in the State Treasury upon enactment of Public Act 87-861, as amended by Public Act 88-88. Interest earned by the Fund shall be credited to the Fund. The fund shall not be used to replace any funds appropriated to the Medicaid program by the General Assembly.

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

Section 140.84(a) (continued)

- 2) The Fund is created for the purpose of receiving and disbursing monies in accordance with this Section and Public Act 87-861, as amended by Public Act 88-88.
- 3) The Fund shall consist of:
 - A) All monies collected or received by the Department under subsection ~~subsections~~ (b) below;
 - B) All federal matching funds received by the Department as a result of expenditures made by the Department that are attributable to monies deposited in the Fund;
 - C) Any interest or penalty levied in conjunction with the administration of the Fund;
 - D) All other monies received for the Fund from any other source, including interest earned thereon; and
 - E) All monies transferred from the Medicaid Long Term Care Provider Participation Fee Trust Fund; and
 - F) All monies transferred from the Tobacco Products Tax Act.

b) License Fee Provider-Assessments

Beginning on July 1, 1992 1993, a nursing home license fee an assessment is imposed upon each long-term-care nursing home provider for the State fiscal year beginning on July 1, 1992 1993 and ending on June 30, 1993 1995, in an amount equal to \$1.50 for each licensed bed day for the calendar quarter in which the payment is due. ~~\$6+30 times the number of occupied bed days for the most recent calendar year ending before the beginning of that State fiscal year. Occupied bed days will be based upon the long-term-care provider's annualized occupied bed days reported on the long-term-care Provider-Tax-forms to be filed by a date designated by the Department. All beds subject to licensure under the Nursing Home Care Act or the Hospital Licensing Act, with the exception of swing-beds, as defined in subsection (k)(8) of this Section will be used to calculate the licensed bed days for each quarter. This license fee shall not be billed or passed on to any resident of a nursing home operated by the nursing home provider. Changes in the number of licensed beds will be reported to the Department quarterly, as described in subsection (d)(1) below. The Department reserves the right to audit the reported data.~~

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

Section 140.84 (continued)

- c) Payment of License Fee Assessment Due
 - 1) The license fee assessment described in subsection (b) above shall be due and payable in quarterly installments, each equalling ~~one-fourth of the assessment for the year, on~~ September 30 10, December 31 10, March 31 10, and June 30 10 of the year. License fee Assessment payments postmarked on the due date will be considered as paid on time.
 - 2) All payments received by the Department shall be credited first to unpaid installment amounts (rather than to penalty or interest), beginning with the most delinquent installments.
 - 3) County nursing homes directed and maintained pursuant to Section 5-1005 of the Counties Code may meet their license fee assessment obligation by the county government certifying to the Department that county expenditures have been obligated for the operation of the county nursing home in an amount at least equal to the amount of the license fee assessment. County governments wishing to provide such certification must:
 - A) Sign a certification form certifying that the funds represent expenditures eligible for federal financial participation under Title XIX of the Social Security Act (42 U.S.C. 1396 et seq.), and that these funds are not federal funds, or are federal funds authorized by federal law to be used to match other federal funds;
 - B) Submit the certification document to the Department once a year along with a copy of that portion of the county budget showing the funds appropriated for the operation of the county nursing home. These documents must be submitted within 30 days of the final approval of the county budget. The county budget and/or budgets covering the State fiscal year of July 1, 1992 1993, through June 30, 1993 1995, must be submitted by a date designated by the Department;
 - C) Submit the monthly claim form in the amount of the rate established by the Department minus any third party liability amount. This amount will be reduced by ~~twelfth of the annual assessment~~ an amount determined by the amount certified and the number of months remaining in the fiscal year, prior to payment because a certification statement was provided in lieu of an actual license fee assessment payment; and

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

Section 140.84(c)(3) (continued)

- D) Make records available upon request to the Department and/or the United States Department of Health and Human Services pertaining to the certification of county funds.

d) Reporting Requirements, Penalty, and Maintenance of Records

- 1) After December 31 of each year, and on or before March 31 of the succeeding year, every long-term-care provider shall file a report with the Department reflecting any changes in the number of licensed beds occurring during the reporting quarter. The report shall be on a form prepared by the Department. The changes will be reported quarterly and shall be submitted with the revised quarterly license fee payment. For the purpose of calculating the license fee described in subsection (b) above, all changes in licensed beds will be effective upon approval of the change by the Illinois Department of Public Health. Documentation showing the change in licensed beds, and the date the change was approved by the Illinois Department of Public Health, must be submitted to the Department of Public Aid with the licensed bed change form. The report shall include the occupied bed days for the calendar year just ended and shall be utilized by the Department to calculate the assessment for the State fiscal year commencing on the next July 1, 1992, intending occupied bed days for calendar year 1991 shall be filed on or before September 30, 1992. If a long-term care nursing home provider operates or maintains more than one long-term-care facility nursing home, a separate report shall be filed for each facility. In the case of a long-term-care nursing home provider existing as a corporation or legal entity other than an individual, the report filed by it shall be signed by its president, vice-president, secretary, or treasurer or by its properly authorized agent.

- 2) If the long-term-care nursing home provider fails to file its report for a State fiscal year quarter on or before the due date of the report, there shall, unless waived by the Department for reasonable cause, be added to the license fee assessment imposed in subsection (b) above a penalty fee assessment equal to 25% of the license fee assessment imposed for the previous quarter. Annualized to reflect a full year of license fee liability. If license fee information from the previous quarter has not been filed, the Department shall estimate the penalty fee using

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

Section 140.84(d)(2) (continued)

appropriate information. This penalty fee amount shall be final year.

3) Every long-term-care nursing home provider subject to a license fee assessment under subsection (b) above shall keep records and books that will permit the determination of occupied and licensed bed days on a calendar-year quarterly basis. All such books and records shall be maintained for a minimum of three (3) years following the filing date of the license fee assessment report and shall, at all times during business hours of the day, be subject to inspection by the Department or its duly authorized agents and employees.

- 4) Amended License Fee Assessment Reports. With the exception of amended license fee assessment reports filed in accordance with subsections (d)(5) or (6) below, an amended license fee assessment report must be filed within 30 calendar days of the original report due date. The amended report must be accompanied by a letter identifying the changes and the justification for the amended report. The provider will be advised of any adjustments to the original annual license fee assessment amount through a written notification from the Department. Penalties may be applied to the amount underpaid due to a filing error.

- 5) Submission of Financial Audit Statements. All long-term-care nursing home providers are required to submit a copy of all financial statements audited by an external, independent auditor to the Department within thirty (30) days of the close of such externally performed financial audit. If the provider's year end does not coincide with the December 31st ending date for the tax report, the provider must submit all financial audits covering the tax report period. An amended tax report must accompany such external financial audit statements if the date submitted on the initial tax report changes based upon the findings of such external financial audits and as indicated in the audited external financial statements. Penalties may be applied to the amount underpaid due to a filing error.

- 5)6) Reconsideration of Adjusted License Fee Tax. If the Department, through an audit conducted by the Department or its agent, changes the license fee tax liability of a long-term-care nursing home provider, the long-term-care nursing home provider may request a review or reconsideration of the adjusted license fee tax within thirty (30) days of the Department's notification of the change in license fee tax liability. Requests for

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

Section 140.84(d)(5) (continued)

reconsideration of the license fee tax adjustment shall not be considered if such requests are not postmarked on or before the end of the thirty-(30) day review period. Penalties may be applied to the amount underpaid due to a filing error.

e) Procedure for Partial Year Reporting/Operating Adjustments

- 1) Cessation of business during the fiscal year quarter in which the license fee tax is being paid and the closure date has been set. A long-term-care nursing home provider who ceases to conduct, operate, or maintain a facility in respect for which the person is subject to the license fee assessment imposed under subsection (b) above, the assessment for the State fiscal year in which the cessation occurs be adjusted by multiplying the assessment computed under subsection (d) above by a fraction the numerator of which is the number of days in the year during which the provider conducts, operates, or maintains the facility and the denominator of which is 365. The person shall file a final report for the facility has been set, before the due date for the quarter in which the closure is to occur, not more than 90 calendar days after the cessation. The report will reflect reflecting the adjusted adjustment number of days the facility is open during the reporting quarter and shall be submitted with the final quarterly payment pay with the final report the assessment for the year as so adjusted, to the extent not previously paid. Example: A facility is set to close on September 24th. On or before the due date of September 10th, for the reporting quarter of July 1 through September 30, the facility will submit a final report reflecting 86 days of operation (July 1 through September 24) and the corresponding quarterly license fee payment.

- 2) Cessation of business after the quarterly due date. A nursing home provider who ceases to conduct, operate, or maintain a facility for which the person is subject to the license fee imposed under subsection (b) above, and for which closure occurs after the due date for the reporting quarter, but prior to the last day of the reporting quarter, shall file an amended final report with the Department within 30 days of the closure date. The amended report will reflect the number of days the facility was operational during the reporting quarter and the revised license fee amount. Upon verifying the data submitted on the amended report, the Department will issue a refund for the amount overpaid. Example: On December 10th a facility pays the license fee for 92 days covering the reporting quarter of

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

Section 140.84(e)(2) (continued)

October 1 through December 31. The facility closes on December 27th. An amended report reflecting 88 days, the actual number of days the facility was operational during the quarter (October 1 through December 27), must be filed with the Department.

- 3) Cessation of business prior to the quarterly due date. A nursing home provider who ceases to conduct, operate, or maintain a facility for which the person is subject to the license fee imposed under subsection (b) above, and for which closure occurs prior to the due date for the reporting quarter, shall file a final report with the Department within 30 days of the closure date. The final report will reflect the number of days the facility was operational during the reporting quarter and the corresponding final license fee amount. Closure dates will be verified with the Department of Public Health, and if necessary adjustments will be made to the final license fee due. Example: Facility closes on January 17th. On or before February 17th, the facility must file a final report for the reporting quarter of January 1 through March 31. The report would reflect 17 days of operation (January 1 through January 17) during the quarter and must be accompanied by the final license fee payment for the facility.

- 4) 2) Commencing of business during the fiscal year in which the license fee tax is being paid. A long-term-care nursing home provider who commences conducting, operating, or maintaining a facility for which the person is subject to the license fee imposed assessment under subsection (b) above, shall file an initial report for the State fiscal year reporting quarter in which the commencement occurs within 90 calendar days thereafter and shall pay the license fee assessment under subsection (d) above as computed by the Department in equal installments on the due date of the initial assessment determination and on the regular installment due dates for the State fiscal year occurring after the due date of the initial assessment determination, in determining the annual assessment amount for the provider the Department shall develop hypothetical annualized revenue projections based upon geographic location, facility size and patient case mix. The assessment determination made by the Department is final.

- 3) Partial Calendar Year Operation Adjustment. A long-term-care provider that did not conduct, operate or maintain a facility throughout the entire calendar year reporting period, the assessment for the following State fiscal year shall be annualized based on the provider's actual occupied bed days for

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

Section 140.84(e) (continued)

~~the portion of the reporting period the long-term-care facility was operational (dividing adjusted-occupied-bed-days-by-the number-of-days-the-facility-was-in-operation-and-then multiplying that figure by 365). Occupied-bed-days realized by a prior provider from the same facility during the calendar year shall be used in the annualization equation, if available.~~

- 5) ~~Change in Ownership and/or Operators. The full quarterly license fee must be paid on the designated due dates regardless of changes in ownership or operators. Liability for the payment of the license fee amount (including past due license fees and any interest or penalties that may have accrued against the amount) rests on the nursing home provider currently operating or maintaining the nursing facility regardless if these amounts were incurred by the current owner or were incurred by previous owners. Collection of delinquent license fees from previous providers will be made against the current provider. Failure of the current provider to pay any outstanding license fee liabilities incurred by previous providers shall result in the application of penalties described in subsection (f)(1) of this Section.~~

f) Penalties

- 1) ~~Any long-term-care nursing home provider that fails to pay the full amount of an installment when due shall be charged, unless waived by the Department for reasonable cause, a penalty equal to 5% of the amount of the installment not paid on or before the due date, plus 5% of the portion thereof remaining unpaid on the last day of each month thereafter, not to exceed 100% of the installment amount not paid on or before the due date.~~
- 2) ~~Within forty-five (45) days from the due date, the Department may begin recovery actions against delinquent long-term-care nursing home providers participating in the Medicaid Program. Payments may be withheld from the provider until the entire license provider fee, including any penalties, is satisfied or until a reasonable repayment schedule has been approved by the Department. If a reasonable agreement cannot be reached, or if a provider fails to comply with an agreement the Department reserves the right to recover any outstanding license fee provider-amount, interest and penalty by recouping the amount or a portion thereof from the provider's future payments from the Department. The provider may appeal this recoupment in accordance with the Department rules contained in 89 Illinois Admin. Code 104. The Department has the right to continue~~

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

Section 140.84(f)(2) (continued)

~~recoupment during the appeal process. Penalties pursuant to subsection (f)(1) above will continue to accrue during the recoupment process. Recoupment proceedings against the same long-term-care nursing home provider two times in a fiscal year may be cause for termination from the program. Failure by the Department to initiate recoupment activities within 45 days shall not reduce the provider's liabilities nor shall it preclude the Department from taking action at a later date.~~

- 3) ~~If the long-term-care nursing home provider does not participate in the Medicaid Program, or is no longer doing business with the Department, or the Department cannot recover the full amount due through the claims processing system, within three months of the license fee due date, the Department may begin legal action to recover the monies, including penalties and interest owed, plus court costs.~~

g) Delayed Payment - Groups of Facilities

~~The Director may establish delayed payment of fees and/or waive the payment of interest and penalties for groups of facilities when:~~

- 1) ~~the State delays payments to facilities due to problems related to state cash flow, or~~
- 2) ~~a cash flow bond pool's or any other group financing plans' requests from providers for loans are in excess of its scheduled proceeds such that a significant number of facilities will be unable to obtain a loan to pay the license fee.~~

h) Delayed Payment - Individual Facilities

~~In addition to the provisions of subsection (g) above, the Director may delay license fees for individual facilities that are unable to make timely payments under this Section due to financial difficulties. No delayed payment arrangements shall extend beyond the last business day of the calendar quarter following the quarter in which the license fee assessment was to have been received by the Department as described in subsection (c) above.~~

- 1) ~~Criteria. Delayed payment provisions may be instituted only under extraordinary circumstances. Delayed payment provisions shall be made only to qualified facilities who meet all of the following requirements:~~

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

Section 140.84(h)(1) (continued)

A) the facility has experienced an emergency which necessitates institution of delayed payment provisions. Emergency in this instance is defined as a circumstance under which institution of the payment and penalty provisions described in subsections (c)(1), (c)(2), (f)(1), (f)(2) and (f)(3) above would impose severe and irreparable harm to the clients served. Circumstances which may create such emergencies include, but are not limited to, the following:

- i) Department system errors (either automated system or clerical) which have precluded payments, or which have caused erroneous payments such that the facility's ability to provide further services to clients is severely impaired;
 - ii) cash flow problems encountered by a facility which are unrelated to Department technical system problems and which result in extensive financial problems to a facility adversely impacting on its ability to serve its clients.
- B) the facility serves a significant number of clients under the Medical Assistance Program. Significant in this instance means:

- i) 85 percent or more of their residents must be eligible for public assistance;
- ii) a government-owned facility, which meets the cash flow criterion under subsection (h)(1)(A)(ii) above.
- iii) a provider who has filed for Chapter 11 bankruptcy, which meets cash flow criteria under subsection (h)(1)(A)(ii) above.

C) the facility must file a delay of payment request as defined under subsection (h)(3)(A) below and the request must include a Cash Position Statement which is based upon current assets, current liabilities and other data for a date which is less than sixty-(60) days prior to the date of filing. Any liabilities payable to owners or related parties must not be reported as current liabilities on the Cash Position Statement. A deferral of license fee ~~assessment~~ payments will be denied if any of the following criteria are met:

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

Section 140.84(h)(1)(C) (continued)

- i) the ratio of current assets divided by current liabilities is greater than 2.0;
- ii) cash, short term investments and long term investments equal or exceed the total of accrued wages payable and the license fee ~~assessment~~ payment. Long term investments which are unavailable for expenditure for current operations due to donor restrictions or contractual requirements will not be used in this calculation;

iii) cash or other assets has been distributed during the previous 90 days to owners or related parties in an amount equal to or exceeding the license fee ~~assessment~~ payment for dividends, salaries in excess of those allowable under Section 140.541 or payments for purchase of goods or services in excess of cost as defined in Section 140.537.

D) the facility, with the exception of government owned facilities, must show evidence of denial of an application to borrow license fee ~~assessment~~ funds through a cash flow bond pool or financial institutions such as a commercial bank. The denial must be 90 days old or less.

E) the facility must sign an agreement with the Department which specifies the terms and conditions of the delayed payment provisions. The agreement shall contain the following provisions:

- i) specific reason(s) for institution of the delayed payment provisions;
- ii) specific dates on which payments must be received and the amount of payment which must be received on each specific date described;
- iii) the interest or a statement of interest waiver as described in subsection (h)(5) below that shall be due from the facility as a result of institution of the delayed payment provisions;
- iv) a certification stating that, should the entity be sold, the new owners will be made aware of the liability and any agreement selling the entity will include provisions that the new owners will assume

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

Section 140.84(h)(1)(E)(iv) (continued)

responsibility for repaying the debt to the Department according to the original agreement;

v) a certification stating that all information submitted to the Department in support of the delayed payment request is true and accurate to the best of the signator's knowledge; and

vi) such other terms and conditions that may be required by the Department.

2) A facility which does not meet the above criteria may request a delayed payment schedule and/or the waiver of interest and penalties. The Director may approve the request, notwithstanding the facility not meeting the above criteria, upon a sufficient showing of financial difficulties and good cause by the facility. If the request for a delayed payment schedule and/or waiver of interest and penalties is approved, all other conditions of this subsection (h) shall apply.

3) Approval Process

A) In order to receive consideration for delayed payment provisions, facilities must submit their request in writing (telefax requests are acceptable) to the Bureau of Program and Reimbursement Analysis. The request must be received as follows: delayed payment requests for installments due on September 30 ten of the year must be received on or before September 15 August 20 of the year; delayed payment requests for installments due on December 31 ten of the year must be received on or before December 10 November 22 of the year; delayed payment requests for installments due on March 31 ten of the year must be received on or before March 5 February 18 of the year; and delayed payment requests for installments due on June 30 ten of the year must be received on or before June 4 May 20 of the year. Requests must be complete and contain all required information before they are considered to have met the time requirements for filing a delayed payment request. All telefax requests must be followed up with original written requests by certified mail postmarked no later than the date of the telefax. The request must include:

i) an explanation of the circumstances creating the need for the delayed payment provisions;

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

Section 140.84(h)(3)(A) (continued)

ii) supportive documentation to substantiate the emergency nature of the request including a cash position statement as defined in subsection (h)(1)(C) above; a denial of application to borrow the license fee assessment as defined in subsection (h)(1)(D) above and an explanation risk of irreparable harm to the clients; and

iii) specification of the specific arrangements requested by the facility.

B) The facility shall be notified by the Department, in writing prior to the license fee assessment due date, of the Department's decision with regard to the request for institution of delayed payment provisions. An agreement shall be issued to the facility for all approved requests. The agreement must be signed by the administrator, owner or other authorized representative and be received by the Department prior to the first scheduled payment date listed in such agreement.

4) Waiver of Penalties. The penalties described in subsections (f)(1) and (f)(2) above may be waived upon approval of the facility's request for institution of delayed payment provisions. In the event a facility's request for institution of delayed payment provisions is approved and the Department has received the signed agreement in accordance with subsection (h)(3)(B) above, such penalties shall be permanently waived for the subject quarter unless the facility fails to meet all of the terms and conditions of the agreement. In the event the facility fails to meet all of the terms and conditions of the agreement, the agreement shall be considered null and void and such penalties shall be fully reinstated.

5) Interest. The delayed payments shall include interest at a rate not to exceed the State of Illinois borrowing rate. The applicable interest rate shall be identified in the agreement described in subsection (h)(1)(E) above. The interest may be waived by the Director if the facility's current ratio, as described in subsection (h)(1)(C) above is 1.5 or less and the facility meets the criteria in (h)(1)(A) and (B). Any such waivers granted shall be expressly identified in the agreement described in subsection (h)(1)(E) above.

6) Subsequent Delayed Payment Arrangements. Once a facility has requested and received approval for delayed payment

ILLINOIS REGISTER
DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

Section 140.84(j)(6) (continued)

arrangements, the facility shall not receive approval for subsequent delayed payment arrangements until such time as the terms and conditions of any current delayed payment agreement have been satisfied or unless the provider is in full compliance with the terms of the current delay of payment agreement. The waiver of penalties described in subsection (h)(4) above shall not apply to a facility that has not satisfied the terms and conditions of any current delayed payment agreement.

i) Administration; enforcement provisions

Pursuant to Section 58-7 of P.A. 87-861, to the extent practicable, the Department shall administer and enforce P.A. 86-861, as amended by P.A. 88-88, and collect the license fees, assessments, interest, and penalty fees assessments imposed under the law, using procedures employed in its administration of this Code generally and, as it deems appropriate, in a manner similar to that in which the Department of Revenue administers and collects the retailers' occupation tax under the Retailers' Occupation Tax Act ("ROTA").

j) Nothing in P.A. 88-88 shall be construed to prevent the Department from collecting all amounts due under this Section pursuant to an assessment imposed before the effective date of P.A. 88-88.
Exemptions

1) A long-term-care provider which is a county with a population of more than 3,000,000 that makes intergovernmental transfer payments as provided in Section 15-3 of P.A. 87-861 shall be exempt from the assessment imposed by subsection (b) above unless the exemption is adjudged to be unconstitutional or otherwise invalid, in which case the county shall pay the assessment imposed by subsection (b) above for all assessment periods beginning on or after July 1, 1992, and the assessment so paid shall be creditable against the intergovernmental transfer payments.

2) A sole community hospital provider as defined in the regulations of the Illinois Department (89-111, Adm. Code 149.125(b)) as in effect on July 1, 1992, whether public or private and whether organized for profit or not for profit operating a SNF/ICF unit within the hospital that is subject to licensure by the Illinois Department of Public Health under the Nursing Home Care Act or a hospital provider that provides skilled or intermediate long-term care services within the meaning of Title XVII or XIX of the Social Security Act, shall be exempt from the assessment imposed by subsection (b) above

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

Section 140.84(j) (continued)

unless the exemption is adjudged to be unconstitutional or otherwise invalid, in which case the sole community hospital provider shall pay the assessment imposed by subsection (b) above. For the purpose of determining these sole community hospital providers that shall be exempt from the assessments imposed by subsection (b) above, the sole community hospital provider designation for FY193 (July 1, 1992 through June 30, 1993) will be effective on July 1, 1992 and shall apply to the period of July 1, 1992 through June 30, 1993.

k) Definitions

As used in this Section, unless the context requires otherwise:

- 1) "Department" means the Illinois Department of Public Aid.
- 2) "Fund" means the Long-Term Care Provider Fund.
- 3) Long-term-care facility" means (i) a skilled nursing or intermediate long-term care facility, whether public or private and whether organized for profit or not for profit that is subject to licensure by the Illinois Department of Public Health under the Nursing Home Care Act, including a county nursing home directed and maintained under Section 5-1005 of the Counties Code; and (ii) a part of a hospital in which skilled or intermediate long-term care services within the meaning of Title XVII or XIX of the Social Security Act are provided except that the term "long-term care facility" does not include a facility operated solely or on intermediate care facility for the mentally retarded within the meaning of Title XIX of the Social Security Act.
- 3) "Hospital provider" means a person licensed by the Department of Public Health to conduct, operate, or maintain a hospital, regardless of whether the person is a Medicaid provider. For purposes of this definition, "person" means any political subdivision of the State, municipal corporation, individual, firm, partnership, corporation, company, limited liability company, association, joint stock association, or trust, or a receiver, executor, trustee, guardian, or other representative appointed by order of any court.
- 4) "Intergovernmental transfer payment" means the payments established under Section 15-3 of P.A. 87-861 and includes without limitation payments payable under that Section for July, August and September of 1992.

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

Section 140.84(k) (continued)

- 4) "Licensed bed days" means, with respect to a nursing home provider, the sum for all nursing home beds, with the exception of swing-beds, as described in subsection (k)(8) of this Section, of the number of days during a calendar quarter on which each bed is covered by a license issued to that provider under the Nursing Home Care Act or the Hospital Licensing Act.
- 5) "Nursing home" means a skilled nursing or intermediate long-term care facility, whether public or private and whether organized for profit or not-for-profit, that is subject to licensure by the Illinois Department of Public Health under the Nursing Home Care Act, including a county nursing home directed and maintained under Section 5-1005 of the Counties Code; and a part of a hospital in which skilled or intermediate long-term care services within the meaning of Title XVIII of XIX of the Social Security Act are provided. However, the term "nursing home" does not include a facility operated solely as an intermediate care facility for the mentally retarded within the meaning on Title XIX of the Social Security Act.
- 5) "Long-term-care-provider" means a person licensed by the Department of Public Health to operate and maintain a skilled nursing or intermediate long-term care facility or a hospital provider that provides skilled or intermediate long-term care services within the meaning of Title XVIII or XIX of the Social Security Act. For purposes of this paragraph, "person" means any political subdivision of the State, municipal corporation, individually, firm, partnership, corporation, company, limited liability company, association, joint stock association, or trust, or a receiver, executor, trustee, guardian, or other representative appointed by order of any court. "Hospital provider" means a person licensed by the Department of Public Health to conduct, operate or maintain a hospital.
- 6) "Occupied bed days" means the sum of all days during the year for which each bed is occupied by a resident (other than a resident receiving care at an intermediate care facility for the mentally retarded within the meaning of Title XIX of the Social Security Act), regardless of whether or not the facility receives payment for the day. Occupied bed days may not be adjusted for bad debt. Occupied bed days does not mean bed holds or shelter care bed days.

- 7) "Sole-Community-Hospital-Provider" means a hospital provider designated as a Medicaid-Sole-Community-Provider as defined in

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

Section 140.84(k)(7) (continued)

- 89-~~Ill-Adm-Gede-149,125(b)-whether-public-or-private-and-whether-organized-for-profit-or-not-for-profit~~
- 6) "Nursing home provider" means a person licensed by the Department of Public Health to operate and maintain a skilled nursing or intermediate long-term care facility which charges its residents, a third party payor, Medicaid, of Medicare for skilled nursing or intermediate long-term care services; or a hospital provider that provides skilled or intermediate long-term care services within the meaning of Title XVIII or XIX of the Social Security Act.
- 7) "Person" means, in addition to natural persons, any political subdivision of the State, municipal corporation, individual, firm, partnership, corporation, company, limited liability company, association, joint stock association, or trust, or a receiver, executor, trustee, guardian, or other representative appointed by order of any court.
- 8) "Swing-beds" means those beds for which a hospital provider has been granted an approval from the Federal Health Care Financing Administration to provide post-hospital extended care services (42 CFR 409.30, October 1, 1991) and be reimbursed as a swing-bed hospital (42 CFR 413.114, October 1, 1991).

(Source: Emergency amendment at 17 Ill. Reg. 18152-, effective October 1, 1993, for a maximum of 150 days)

DEPARTMENT OF AGRICULTURE

NOTICE OF PEREMPTORY AMENDMENTS

- 1) Heading of Part: Meat and Poultry Inspection Act
- 2) Code Citation: 8 Ill. Adm. Code 125
- 3) Section Numbers: Peremptory Action:
125.270 Amended
- 4) Reference to the Specific State or Federal Court Order, Federal Rule or Statute which requires this Peremptory Rulemaking: The Meat and Poultry Inspection Act (Ill. Rev. Stat. 1991, ch. 56 1/2, par. 316) [225 ILCS 650/16]; the Federal Meat Inspection Act (21 U.S.C.A. 661); the Federal Poultry Inspection Act (21 U.S.C.A. 454); 58 FR 45238 and 58 FR 45240 (1993).
- 5) Statutory Authority: The Meat and Poultry Inspection Act (Ill. Rev. Stat. 1991, ch. 56 1/2, par. 316) [225 ILCS 650/16].

6) Effective Date: October 5, 1993

7) A Complete Description of the Subjects and Issues Involved:

In order to maintain an "equal to" status with the federal meat and poultry inspection programs as required by the Federal Meat Inspection Act and in compliance with Section 16 of The Meat and Poultry Inspection Act, changes in the federal rules relative to meat inspection are hereby adopted.

The Food Safety and Inspection Service has proposed rules amending the Federal Meat Inspection Regulations, specifically Section 318.7(c)(4). These proposed rules: (1) permit the use of citric acid as a color preserver on cured pork products during storage; and (2) permit the use of tocopherols and citric acid in the preparation of various meat food products.

8) Does this rulemaking contain an automatic repeal date? No

9) Date Filed in Agency's Principal Office: October 4, 1993

10) This rule is in compliance with Section 5.03 of the Illinois Administrative Procedure Act.

11) Are there any proposed amendments pending to this Part? No

DEPARTMENT OF AGRICULTURE

NOTICE OF PEREMPTORY AMENDMENTS

- 12) Statement of Statewide Policy Objectives: Rulemaking does not affect units of local governments.
- 13) Information and questions regarding this adopted amendment shall be directed to:
Name: Debbie Wakefield
Address: Illinois Department of Agriculture
State Fairgrounds, Springfield,
Illinois 62794-9281
Telephone: 217/782-2172

The full text of the Peremptory amendment begins on the next page:

DEPARTMENT OF AGRICULTURE

DEPARTMENT OF AGRICULTURE

NOTICE OF PEREMPTORY AMENDMENT(S)

NOTICE OF PEREMPTORY AMENDMENT(S)

TITLE 8: AGRICULTURE AND ANIMALS
CHAPTER I: DEPARTMENT OF AGRICULTURE
SUBCHAPTER C: MEAT AND POULTRY INSPECTION ACT

125.290 Transportation
125.295 Imported Products
125.300 Special Services Relating to Meat and Other Products
125.305 Exotic Animal Inspection

PART 125

MEAT AND POULTRY INSPECTION ACT

SUBPART C: POULTRY INSPECTION

SUBPART A: GENERAL PROVISIONS FOR BOTH MEAT AND/OR
POULTRY INSPECTION

Section
125.10 Definitions
125.20 Incorporation by Reference of Federal Rules
125.30 Application for License; Approval
125.40 Official Number
125.50 Inspections; Suspension or Revocation of License
125.60 Administrative Hearings; Appeals
125.70 Assignment and Authority of Program Employees
125.80 Schedule of Operations; Overtime
125.90 Official Marks of Inspection, Devices and Certificates
125.100 Records and Reports
125.110 Exemptions
125.120 Disposal of Dead Animals and Poultry
125.130 Reportable Animal and Poultry Diseases
125.140 Detention; Seizure; Condemnation

SUBPART B: MEAT INSPECTION

Section
125.150 Livestock and Meat Products Entering Official Establishments
125.160 Equine and Equine Products
125.170 Facilities for Inspection
125.180 Sanitation
125.190 Ante-Mortem Inspection
125.200 Post-Mortem Inspection
125.210 Disposal of Diseased or Otherwise Adulterated Carcasses and Parts
125.220 Humane Slaughter of Animals
125.230 Handling and Disposal of Condemned or Other Inedible Products at Official Establishment
125.240 Rendering or Other Disposal of Carcasses and Parts Passed for Cooking
125.250 Marking Products and Their Containers
125.260 Labeling, Marking and Containers
125.270 Entry into Official Establishment; Reinspection and Preparation of Product
125.280 Meat Definitions and Standards of Identity or Composition

Section
125.310 Application of Inspection
125.320 Facilities for Inspection
125.330 Sanitation
125.340 Operating Procedures
125.350 Ante-Mortem Inspection
125.360 Post-Mortem Inspection; Disposition of Carcasses and Parts
125.370 Handling and Disposal of Condemned or Inedible Products at Official Establishments
125.380 Labeling and Containers
125.390 Entry of Articles Into Official Establishments; Processing Inspection and Other Reinspections; Processing Requirements
125.400 Definitions and Standards of Identity or Composition
125.410 Transportation; Sale of Poultry or Poultry Products

AUTHORITY: Implementing and authorized by The Meat and Poultry Inspection Act (Ill. Rev. Stat. 1991, ch. 56 1/2, par. 301 et seq.) [225 ILCS 650/16] and The Civil Administrative Code of Illinois (Ill. Rev. Stat. 1991, ch. 127, par. 16) [20 ILCS 5/16].

SOURCE: Adopted at 9 Ill. Reg. 1782, effective January 24, 1985; peremptory amendment at 9 Ill. Reg. 2337, effective January 28, 1985; peremptory amendment at 9 Ill. Reg. 2980, effective February 20, 1985; peremptory amendment at 9 Ill. Reg. 4856, effective April 1, 1985; peremptory amendment at 9 Ill. Reg. 9240, effective June 5, 1985; peremptory amendment at 9 Ill. Reg. 10102, effective June 13, 1985; peremptory amendment at 9 Ill. Reg. 11673, effective July 17, 1985; peremptory amendment at 9 Ill. Reg. 13748, effective August 23, 1985; peremptory amendment at 9 Ill. Reg. 15575, effective October 2, 1985; peremptory amendment at 9 Ill. Reg. 19759, effective December 5, 1985; peremptory amendment at 10 Ill. Reg. 447, effective December 23, 1985; peremptory amendment at 10 Ill. Reg. 1307, effective January 7, 1986; peremptory amendment at 10 Ill. Reg. 3318, effective January 24, 1986; peremptory amendment at 10 Ill. Reg. 3880, effective February 7, 1986; peremptory amendment at 10 Ill. Reg. 11478, effective June 25, 1986; peremptory amendment at 10 Ill. Reg. 14858, effective August 22, 1986; peremptory amendment at 10 Ill. Reg. 15305, effective September 10, 1986; peremptory amendment at 10 Ill. Reg. 16743, effective September 19, 1986; peremptory amendment at 10 Ill. Reg.

DEPARTMENT OF AGRICULTURE

NOTICE OF PEREMPTORY AMENDMENT(S)

18203, effective October 15, 1986; peremptory amendment at 10 Ill. Reg. 19818, effective November 12, 1986; peremptory amendment at 11 Ill. Reg. 1696, effective January 5, 1987; peremptory amendment at 11 Ill. Reg. 2930, effective January 23, 1987; peremptory amendment at 11 Ill. Reg. 9645, effective April 29, 1987; peremptory amendment at 11 Ill. Reg. 10321, effective June 15, 1987; peremptory amendment at 11 Ill. Reg. 11184, effective June 5, 1987; peremptory amendment at 11 Ill. Reg. 14830, effective August 25, 1987; peremptory amendment at 11 Ill. Reg. 18799, effective November 3, 1987; peremptory amendment at 11 Ill. Reg. 19805, effective November 19, 1987; peremptory amendment at 12 Ill. Reg. 2154, effective January 6, 1988; amended at 12 Ill. Reg. 3417, effective January 22, 1988; peremptory amendment at 12 Ill. Reg. 4879, effective February 25, 1988; peremptory amendment at 12 Ill. Reg. 6313, effective March 21, 1988; peremptory amendment at 12 Ill. Reg. 6819, effective March 29, 1988; peremptory amendment at 12 Ill. Reg. 13621, effective August 8, 1988; peremptory amendment at 12 Ill. Reg. 19116, effective November 1, 1988; peremptory amendment at 12 Ill. Reg. 20894, effective December 21, 1988; peremptory amendment at 13 Ill. Reg. 228, effective January 11, 1989; peremptory amendment at 13 Ill. Reg. 2160, effective February 13, 1989; amended at 13 Ill. Reg. 3696, effective March 13, 1989; peremptory amendment at 13 Ill. Reg. 15853, effective October 5, 1989; peremptory amendment at 13 Ill. Reg. 16838, effective October 11, 1989; peremptory amendment at 13 Ill. Reg. 17495, effective January 18, 1990; amended at 14 Ill. Reg. 3424, effective February 26, 1990; peremptory amendment at 14 Ill. Reg. 4953, effective March 23, 1990; peremptory amendment at 14 Ill. Reg. 11401, effective July 6, 1990; peremptory amendment at 14 Ill. Reg. 13355, effective August 20, 1990; peremptory amendment at 14 Ill. Reg. 16064, effective September 24, 1990; peremptory amendment at 14 Ill. Reg. 21060, effective May 29, 1991; peremptory amendment at 15 Ill. Reg. 620, effective January 2, 1991; peremptory amendment withdrawn at 15 Ill. Reg. 1574, effective January 2, 1991; peremptory amendment at 15 Ill. Reg. 3117, effective September 3, 1991; peremptory amendment at 15 Ill. Reg. 8714, effective May 29, 1991; amended at 15 Ill. Reg. 8801, effective June 7, 1991; peremptory amendment at 15 Ill. Reg. 13976, effective September 20, 1991; peremptory amendment at 16 Ill. Reg. 1899, effective March 2, 1992; amended at 16 Ill. Reg. 8349, effective May 26, 1992; peremptory amendment at 16 Ill. Reg. 11687, effective July 10, 1992; peremptory amendment at 16 Ill. Reg. 11963, effective July 22, 1992; peremptory amendment at 16 Ill. Reg. 12234, effective July 24, 1992; peremptory amendment at 16 Ill. Reg. 16337, effective October 19, 1992; peremptory amendment at 16 Ill. Reg. 17165, effective October 21, 1992; peremptory amendment at 17 Ill. Reg. 2063, effective February 12, 1993; peremptory amendment at 17 Ill. Reg. 15725, effective September 7, 1993; peremptory amendment

DEPARTMENT OF AGRICULTURE

NOTICE OF PEREMPTORY AMENDMENT(S)

at 17 Ill. Reg. 16238, effective September 8, 1993; peremptory amendment at 17 Ill. Reg. 18215, effective October 5, 1993.

SUBPART A: GENERAL PROVISIONS FOR BOTH MEAT AND/OR
POULTRY INSPECTION

Section 125.270 Entry into Official Establishment; Reinspection
and Preparation of Product

a) The Department incorporates by reference 9 CFR 318.1(c) through 318.7, 318.9 through 318.10, 318.14 through 318.20, 318.22, 318.23, 318.300 through 318.311 (1990; 54 FR 43041, effective January 18, 1990; 55 FR 7294, effective August 28, 1990; 55 FR 34678, effective September 24, 1990, as amended by 55 FR 49991, December 4, 1990; 57 FR 27870, effective July 22, 1992; 57 FR 42885, effective October 19, 1992; 58 FR 4067, effective February 12, 1993; 58 FR 41138, effective September 1, 1993; 58 FR 42188, effective September 8, 1993; 58 FR 45238 and 58 FR 45240, effective September 27, 1993).

b) No meat or meat product shall be brought into an official establishment unless it is inspected or has been prepared in an official establishment or in a federally licensed establishment and is identified by an official inspection legend as set forth in Section 125.90, a federal inspection legend, or is exempt from inspection as stated in Section 125.110. Meat and meat products received in an official establishment during the absence of the inspector shall be identified as set forth in Section 125.200 and, unless exempt from inspection, shall not be used or prepared until they have been reinspected. Any meat and meat product originally prepared at any official establishment may not be returned to any part of such establishment other than the receiving area until it has been reinspected by the inspector and passed. Wild game carcasses shall comply with Section 5(B)(4) of the Act. The official establishment shall maintain an inventory of non-meat items (e.g., spices, preservatives) which are received at the official establishment. Any product that is brought on the premises of an official establishment contrary to the provisions of this Section shall be removed immediately from such establishment by the operator of the establishment.

c) Reinspections of meat and/or meat products within the official establishment shall be performed through the use of a random digit table.

DEPARTMENT OF AGRICULTURE

DEPARTMENT OF AGRICULTURE

NOTICE OF PEREMPTORY AMENDMENT(S)

NOTICE OF PEREMPTORY AMENDMENT(S)

- d) Docks and receiving rooms for meat and/or meat products or other articles used by the establishment in the preparation of meat products entering an official establishment shall be approved by the inspector if the location of such docks or receiving rooms will not permit such product or article to pass through rooms containing inspected and passed products.
- e) The manner of defrosting frozen products and methods of treating to preserve products shall be in accordance with procedures as set forth in the "Meat and Poultry Inspection Manual" as adopted in Section 125.20.
- f) Casings or weasand shall be inspected and passed if it is in compliance with the specific provisions as stated in 9 CFR 318.5(i) for passage of such articles.
- g) The Department does not approve new substances to be used on meat or in meat products, their uses or the levels of use of an approved substance. Such substances will be permitted to be used and artificial flavorings may be used if they do not adulterate the meat and/or meat product in accordance with Section 2.11 of the Act and are in compliance with the provisions of this Section.
- h) References to exemptions from slaughter and custom slaughterer shall mean those exemptions set forth in Section 125.110.
- i) Reference to 9 CFR 327 are not applicable to the Department in its enforcement of the rules of this Part. References to the federal Poultry Inspection Act, Section 403 of the Act, Section 7 of the Act, 9 CFR 303, and paragraph 23(a) of the Act shall be interpreted to mean in accordance with the Meat and Poultry Inspection Act and the rules of this Part.
- j) The Department does not approve thermometers for use in smokehouses, dry rooms and other compartments that are used in the treatment of pork.
- k) Disinfectants shall be those as set forth in Section 125.180.
- l) Adequate vacuum shall be determined through the use of vacuum gauges.
- m) Canned products which may be processed without

steam-pressure cooking shall be those products as stated in the "Meat and Poultry Inspection Manual" as adopted by the Department in Section 125.20.

n) The inspector shall permit lots of canned product to be shipped from the official establishment prior to the completion of the incubation period on the representative samples in accordance with the specific provisions in 9 CFR 318.309.

o) The standards and procedures for determining when ingredients of finished products are in compliance with this Section shall be as set forth in the "Meat and Poultry Inspection Manual" as adopted by the Department in Section 125.20.

(Source: Peremptory amendment at 17 Ill. Reg. 18215, effective October 5, 1993)

COMMISSIONER OF SAVINGS AND RESIDENTIAL FINANCE

NOTICE OF EXPEDITED CORRECTION

- 1) Heading of the Part: Savings Bank Act
- 2) Code Citation: 38 Ill. Adm. Code 1075
- 3) Section numbers: 1075.2350
1075.2360
1075.2370
1075.2390
- 4) Date Proposal published in Illinois Register: March 5, 1993,
17 Ill. Reg. 2727.
- 5) Date Adoption published in Illinois Register: June 18, 1993,
17 Ill. Reg. 8894.
- 6) Date Request for Expedited Correction published in Illinois Register: July 23, 1993, 17 Ill. Reg. 11873.
- 7) Adoption Effective Date: June 7, 1993.
- 8) Correction Effective Date: June 7, 1993.
- 9) Reason for Approval of Expedited Correction:

The published and filed texts of the Adopted Amendments failed to fully identify incorporated matter by publisher address and date in order to specify how a copy of the material may be obtained. The texts also failed to state that the rule, regulation, standard, or guideline did not include any later amendments or editions. The effective date will not be affected by the inadvertent failure to include the corrections in the text of the adopted amendments. The corrections are grammatical unintentional discrepancies between adopted rule text and agreements certified by the Committee during the second notice period.



Commissioner



Date

The full text of the Corrected Rules begins on the following page.

COMMISSIONER OF SAVINGS AND RESIDENTIAL FINANCE

NOTICE OF EXPEDITED CORRECTION

TITLE 38: FINANCIAL INSTITUTIONS
CHAPTER VIII: COMMISSIONER OF SAVINGS AND RESIDENTIAL FINANCEPART 1075
SAVINGS BANK ACT

SUBPART A: FILINGS

Section	Filings
1075.100	Conditions
1075.110	Examination Fees
1075.120	Supervisory Fees
1075.130	Adjusted Supervisory Fees
1075.140	

SUBPART B: DEFINITIONS

Section	Definitions
1075.200	

SUBPART C: REPORTS

Section	Contracts
1075.300	Financial Reports
1075.310	

SUBPART D: OPERATIONS

Section	Capital Stock
1075.400	Minimum Capital Requirement
1075.410	Conflicting Federal Powers, Law and Regulations
1075.415	Advertising
1075.420	Maintenance of Records
1075.430	Business Plan
1075.440	Excess Insurance
1075.450	Vacancies in the Board of Directors
1075.455	Bond of Officers, Directors, Employees and Agents
1075.460	Indemnification of Officers, Directors, Employees and Agents
1075.465	Deceptively Similar Names
1075.470	Manner of Display of Annual Meeting Notice
1075.480	Procedures for Exercise of Dissenters Rights
1075.490	

SUBPART E: INVESTMENTS

Section	Prudent Person Rule
1075.500	Investment Underwriting Practice
1075.505	Discrimination and Redlining
1075.510	

COMMISSIONER OF SAVINGS AND RESIDENTIAL FINANCE

NOTICE OF EXPEDITED CORRECTION

1075.515 Loans Secured by Real Estate
1075.520 Construction Loans
1075.525 Mobile Home Financing
1075.530 Overdraft Loans
1075.535 Education Loans
1075.540 Vehicle/Automobile Loans
1075.545 Home Equity Loans
1075.550 Letter of Credit
1075.555 Other Investments
1075.560 Commercial Paper
1075.565 Financial Futures
1075.570 Financial Options
1075.575 Finance Leasing
1075.580 Suretyship
1075.585 Asset Reserves

SUBPART F: SERVICE CORPORATION

Section
1075.600 Requirements
1075.610 Approval by the Commissioner
1075.620 Investment Limitations
1075.630 Investments by Service Corporations
1075.640 Ownership of Capital Stock of Service Corporation
1075.650 Prohibited Transactions
1075.660 Disclosure to Service Corporation
1075.670 Reporting Requirements
1075.680 Audit Requirements

SUBPART G: RELOCATIONS AND BRANCHING

Section
1075.700 General
1075.705 Application
1075.710 Request for Preliminary Determination
1075.715 Public Notice and Inspection
1075.720 Protest
1075.725 Oral Argument
1075.730 Application for the Maintenance of Branch Office after Conversion, Consolidation, Purchase of Assets or Merger
1075.735 Redesignation of Offices
1075.740 Termination of Operation and/or Closing of a Branch Office
1075.745 Agency Offices
1075.750 Remote Drive-In and/or Remote Pedestrian Facilities

SUBPART H: CAPITAL NOTES AND DEBENTURES

Section
1075.800 Approval

COMMISSIONER OF SAVINGS AND RESIDENTIAL FINANCE

NOTICE OF EXPEDITED CORRECTION

1075.810 Conversion to Stock
1075.820 Priority of Claim

SUBPART I: ADMINISTRATIVE HEARING PROCEDURES

Section
1075.900 Applicability
1075.905 Definitions
1075.910 Early Neutral Evaluation
1075.915 Conference Adjudicative Hearing
1075.920 Filing
1075.925 Form of Documents
1075.930 Computation of Time
1075.935 Appearances
1075.940 Notice of Hearing
1075.945 Service of the Notice of Hearing
1075.950 Motion and Answer
1075.955 Consolidation and Severance of Matters-Additional Parties Intervention
1075.960 Postponement or Continuance of Hearing
1075.965 Authority of Hearing Officer
1075.970 Bias or Disqualification of Hearing Officer
1075.980 Prehearing Conferences
1075.985 Discovery
1075.990 Subpoenas
1075.995 Conduct of the Hearing
1075.1000 Default
1075.1005 Evidence
1075.1010 Official Notice
1075.1015 Hostile Witnesses
1075.1020 Transcription of Proceedings
1075.1025 Briefs
1075.1030 Hearing Officer's Findings, Opinions and Recommendations
1075.1035 Order of the Commissioner
1075.1040 Rehearings
1075.1045 Existing Statutory or Agency Procedures and Practices
1075.1050 Costs of Hearing
1075.1055 Emergency Adjudication

SUBPART J: SAVINGS BANK HOLDING COMPANIES

Section
1075.1100 Applicability
1075.1105 Plain Meaning/Strict Interpretation
1075.1110 Affiliate
1075.1115 Assets
1075.1120 Books of Record
1075.1125 Capital Stock
1075.1130 Charter

COMMISSIONER OF SAVINGS AND RESIDENTIAL FINANCE

NOTICE OF EXPEDITED CORRECTION

1075.1135 Control
 1075.1140 Eligible Account Holder
 1075.1145 Eligibility Record Date
 1075.1150 Employee
 1075.1155 Equity Security
 1075.1160 Insured Institution
 1075.1165 Member
 1075.1170 Net Worth
 1075.1175 Officer
 1075.1180 Person
 1075.1185 Qualifying Deposit
 1075.1190 Sale
 1075.1195 Security
 1075.1200 Source Documents
 1075.1205 Subsidiary
 1075.1210 Liquidation Account and Proxies
 1075.1215 Mutual Holding Company Ceasing to be a Depository Institution
 1075.1220 Directors of a Mutual Holding Company
 1075.1225 Stock Sales
 1075.1230 Stock of a Subsidiary of a Mutual Holding Company
 1075.1235 Stock Subsidiary Formation
 1075.1240 Net Worth Maintenance Agreement
 1075.1245 Members' Rights
 1075.1250 Investment
 1075.1255 Notice Requirement/Corrective Action
 1075.1260 Insider Abuses
 1075.1265 Determination of the Qualification and Condition of an Out-of-State Acquisition
 1075.1270 Disposal of a Subsidiary
 1075.1275 Dividends
 1075.1280 Officers and Directors List
 1075.1285 Access to Books and Records
 1075.1290 Annual Audit Requirements
 1075.1295 Maintenance of Records
 1075.1300 Notice of Appointment of Independent Accountants
 1075.1305 Holding Company Filing Fees
 1075.1310 Holding Company Supervisory Fees
 1075.1315 Examination Fees
 1075.1320 Conditions
 1075.1325 Manner of Payment

 SUBPART K: CONVERSION OF AN EXISTING DEPOSITORY INSTITUTION INTO AN
 ILLINOIS SAVINGS BANK

Section
 1075.1400 Scope of Rules
 1075.1405 Definitions
 1075.1410 General Rules for Conversion Plan
 1075.1415 Adopting and Filing of a Conversion Plan

COMMISSIONER OF SAVINGS AND RESIDENTIAL FINANCE

NOTICE OF EXPEDITED CORRECTION

1075.1420 Conversion Plan Requirements
 1075.1425 Vote by Shareholders and Members
 1075.1430 Issuance of Certificate of Approval
 1075.1435 Final Approval of the Conversion
 1075.1440 Powers of Resulting Savings Bank
 1075.1445 Obligations of Resulting Savings Bank
 1075.1450 Directors of Resulting Savings Bank

SUBPART L: SUPERVISION

Section
 1075.1500 Sale of Offices, Facilities and Equipment
 1075.1510 Purchase of Offices
 1075.1520 Bridge Charters
 1075.1530 Unsafe and Unsound Practices
 1075.1540 Failure to Comply with Report of Examination
 1075.1550 Publication

SUBPART M: REMOVALS, SUSPENSIONS AND INDUSTRY-WIDE PROHIBITION

Section
 1075.1600 Scope
 1075.1610 Notice of Intention and Answer
 1075.1620 Removal and Prohibition by Order
 1075.1630 Suspension by Notice
 1075.1640 Industry wide Prohibition
 1075.1650 Unauthorized Participation of Convicted Individual

SUBPART N: ACQUISITION OF CONTROL OF A SAVINGS BANK

Section
 1075.1700 Acquisition of Control of a Savings Bank
 1075.1710 Anti-Takeover Provisions

SUBPART O: CONVERSION OF MUTUAL SAVINGS BANK TO CAPITAL STOCK SAVINGS BANK

Section
 1075.1800 Subpart Exclusive -- Prohibition on Conversion Without Approval -- Waiver of Requirements
 1075.1805 Forms
 1075.1810 Request of Noncompliance Requirements
 1075.1815 Definitions
 1075.1820 Prohibition on Approval of Certain Applications for Conversion
 1075.1825 Requirements of Plan of Conversion
 1075.1830 Issuance of Capital Stock -- Price
 1075.1835 Stock Purchase Subscription Rights -- Eligible Account Holders
 1075.1840 Stock Purchase Subscription Rights Received by Officers, Directors, and their Associates -- Subordination
 1075.1845 Supplemental Share Purchase Subscription Rights -- Supplemental

COMMISSIONER OF SAVINGS AND RESIDENTIAL FINANCE

NOTICE OF EXPEDITED CORRECTION

1075.1850 Eligible Account Holder -- Conditions
1075.1855 Voting Members Who Are Not Eligible Account Holders
1075.1860 Sale of Shares Not Sold in Subscription Offering -- Methods --
Conditions
1075.1865 Uniform Sales Price of Shares Required -- Application to Specify
Arrangements on Sale of Shares Not Sold in Subscription Offering
1075.1865 Savings Account Holder to Receive Withdrawable Savings Account(s)
-- Amount
1075.1870 Liquidation Account -- Establishment and Maintenance Required
1075.1875 Establishment of Eligibility Record Date Required
1075.1880 Voting Rights
1075.1885 Amendment and Termination of Plan of Conversion
1075.1890 Restriction on Sale of Shares of Stock by Directors and Officers
1075.1895 Conditions on Shares of Stock Subject to Restriction on Sale
1075.1900 Registration of Securities -- Marketing of Securities -- Listing of
Shares on Securities Exchange or NASDAQ Quotation System
1075.1905 Reasonable Expenses Required
1075.1910 Employee Stock Benefit Plan -- Priority
1075.1915 Employee Stock Benefit Plan -- Contributions
1075.1920 Plan of Conversion -- Prohibited Provisions
1075.1925 Optional Provisions in Plan of Conversion
1075.1930 Approval of Other Provisions
1075.1935 Amount of Qualifying Deposit of Eligible Account Holder or
Supplemental Eligible Account Holder
1075.1940 Liquidation Account -- Establishment Required -- Amount -- Function
1075.1945 Liquidation Account -- Maintenance Required -- Subaccounts
1075.1950 Liquidation Account -- Distribution Upon Complete Liquidation
1075.1955 Liquidation Account -- Determination of Subaccount Balances
1075.1960 Reduction of Subaccount Balance
1075.1965 Converted Savings Bank Prohibited from Repurchasing its Stock
Without Approval
1075.1970 Limitation on Cash Dividends
1075.1975 Dividends on Preferred Stock
1075.1980 Prohibitions on Offer, Sale, or Purchase of Securities
1075.1985 Acquisitions of Control of a Converted Savings Bank
1075.1990 Articles of Incorporation - Restrictions Permitted
1075.1995 Confidentiality of Consideration to Convert -- Remedial Measures
for Breach
1075.2000 Public Statement Authorized
1075.2005 Adoption of Plan of Conversion -- Notice to and Inspection by
Account Holders -- Statement and Letter -- Press Release Authorized
1075.2010 Statement, Letter and Press Release -- Content Permitted
1075.2015 Statement, Letter and Press Release - Contents Prohibited --
Inquiries
1075.2020 Notices of Filing of Application -- Requests for Subscription
Offering Circular
1075.2025 Filing of Notice and Affidavit of Publication Required
1075.2030 Application Available for Public Inspection -- Confidential
Information

COMMISSIONER OF SAVINGS AND RESIDENTIAL FINANCE

NOTICE OF EXPEDITED CORRECTION

1075.2035 Solicitation of Proxies; Proxy Statements
1075.2040 Vote by Members
1075.2045 Offers and Sales of Securities -- Prohibitions
1075.2050 Distribution of Offering Circulars Authorized
1075.2055 Preliminary Offering Circular for Subscription Offering --
Estimated Subscription Price Range Required
1075.2060 Review of Price Information by Commissioner
1075.2065 Underwriting Commission
1075.2070 Consideration of Pricing Information by Commissioner -- Guidelines
1075.2075 Submission of Information by Applicant
1075.2080 Subscription Offering -- Distribution of Order Forms for the
Purchase of Shares
1075.2085 Order Forms -- Final Offering Circular and Detailed Instructions
1075.2090 Subscription Price
1075.2095 Order Form -- Contents
1075.2100 Order Form -- Additional Provision Authorized -- Payment by
Withdrawal
1075.2105 Time Period for Completion of Sale of all Shares of Capital Stock
1075.2110 Continuity of Corporate Existence
1075.2115 Application to Furnish Information
1075.2120 Additional Filing Requirements
1075.2125 Availability for Conferences in Advance of Filing of Application --
Refusal of Prefiling Review
1075.2130 Appeal from Refusal to Approve Application
1075.2135 Postconversion Reports
1075.2140 Certain Agreement to Transfer and Transfers of Ownership in Rights
or Securities Prohibited
1075.2145 Certain Offers and Announcements on Securities Prohibited
1075.2150 Certain Offers and Acquisitions Prohibited
1075.2155 Definitions -- Certain Transfers, Offers and Acquisitions
Prohibited
1075.2160 Amendments to Charter Required in Application -- Articles of
Incorporation -- Filing of Certificate Required -- Contents --
Issuance and Filing of Authorization Certificate
1075.2165 Conversion Incident to Acquisition by Savings Bank Holding Company
or Merger or Consolidation with Savings Bank Holding Company
Subsidiary -- Restriction on Sale of Shares of Stock by Directors
and Officers
1075.2170 Sale of Control in Connection with the Conversion of a Mutual
Savings Bank to Capital Stock Savings Bank - Undercapitalized
Mutual Savings Bank
1075.2200 Application -- Application Requirements
1075.2210 Application -- Filing the Application and Fees
1075.2220 Application -- Preparing the Application
1075.2230 Application -- Application Contents
1075.2240 Application -- Application Exhibits
1075.2300 Proxy Statement -- Information Required in Conversion Proxy
Statement
1075.2310 Proxy Statement -- Notice of Meeting

COMMISSIONER OF SAVINGS AND RESIDENTIAL FINANCE

NOTICE OF EXPEDITED CORRECTION

1075.2320 Proxy Statement -- Revocability of Proxy
 1075.2330 Proxy Statement -- Persons Making the Solicitations
 1075.2340 Proxy Statement -- Voting Rights and Vote Required for Approval
 1075.2350 Proxy Statement -- Directors and Executive Officers
 1075.2360 Proxy Statement -- Management Remuneration
 1075.2370 Proxy Statement -- Business of the Applicant
 1075.2380 Proxy Statement -- Description of the Plan of Conversion
 1075.2390 Proxy Statement -- Description of Capital Stock
 1075.2400 Proxy Statement -- Capitalization
 1075.2410 Proxy Statement -- Use of New Capital
 1075.2420 Proxy Statement -- New Charter, Bylaws, or Other Documents
 1075.2430 Proxy Statement -- Other Matters
 1075.2440 Proxy Statement -- Financial Statements
 1075.2450 Proxy Statement -- Consents of Experts and Reports
 1075.2460 Proxy Statement -- Attachments
 1075.2500 Offering Circular
 1075.2510 Offering Circular -- Certain Manner of Presentation of Required Information Prohibited
 1075.2520 Offering Circular -- Certain Named Persons -- Filing of Written Consent Required
 1075.2530 Offering Circular -- Information Required
 1075.2540 Offering Circular -- Additional Current Information Required
 1075.2550 Offering Circular -- Statement Required in Offering Circulars
 1075.2560 Offering Circular -- Preliminary Offering Circular
 1075.2570 Offering Circular -- Information with Respect to Exercise of Subscription Rights
 1075.2580 Offering Circular -- Information with Respect to Public Offering or Direct Community Offering

AUTHORITY: Implementing and authorized by the Savings Bank Act (Ill. Rev. Stat. 1991, ch. 17, pars. 7301-1 et seq.) [205 ILCS 205].

SOURCE: Emergency Rules Adopted 14 Ill. Reg. 15029, effective September 4, 1990 for a maximum of 150 days; adopted at 15 Ill. Reg. 1916, effective January 25, 1991; amended at 16 Ill. Reg. 4891, effective March 16, 1992; amended at 17 Ill. Reg. 8894, effective June 7, 1993; expedited correction at 17 Ill. Reg. 18223, effective June 7, 1993.

Section 1075.2350 Proxy Statement -- Directors and Executive Officers

a) Furnish the information regarding directors and executive officers and certain relationships and related transactions required to be disclosed in a registration or proxy statement filed under the Securities Exchange Act of 1934 [15 U.S.C. 78a et seq.], as amended to July 1, 1991. In particular, see Items 401 and 404 of the "General Rules Regarding Disclosures: Regulations S-K - Standard Instructions for Filing Forms under Securities Act of 1933 and the Securities Exchange Act of 1934" (17 CFR 229.401 and 404, November 1992, no subsequent dates or editions), and Item 6 of Regulation 14A of the

COMMISSIONER OF SAVINGS AND RESIDENTIAL FINANCE

NOTICE OF EXPEDITED CORRECTION

"Rules and Regulations Under Securities Exchange Act of 1934 (17 CFR 240.14a-101, October, 1992, no subsequent dates or editions). Unless the context otherwise requires, the words "registrant" and "issuer" in those regulations shall refer to the applicant and the word "Commission" shall refer to the Commissioner.

b) State whether control of the applicant has been exercised through the use of proxies and the nature of such control.

(Source: Expedited correction at 17 Ill. Reg. 18223, effective June 6, 1993)

Section 1075.2360 Proxy Statement -- Management Remuneration

Furnish the information regarding management remuneration required to be disclosed in a registration or proxy statement filed under the Securities Exchange Act of 1934. In particular, see Item 402 of the "General Rules Regarding Disclosures: Regulations S-K - Standard Instructions for Filing Forms under Securities Act of 1933", no subsequent dates or editions, U.S. Securities and Exchange Commission, 450 Fifth Street, N.W., Washington, DC 20549, as of the effective date of this Section 1075.2360, ~~or as thereafter amended~~ and the Securities Exchange Act of 1934 (17 CFR 229.402 and 404, 1992, no subsequent dates or editions), and Item 7 of Regulation 14A of the "Rules and Regulations Under Securities Exchange Act of 1934" (17 CFR 240.14a-101) as of the effective date of this Section 1075.2360, no subsequent dates or editions ~~or as thereafter amended~~. Unless the context otherwise requires, the words "registrant" and "Commission" in those regulations shall refer to the applicant and to the Commissioner, respectively.

(Source: Expedited Correction at 17 Ill. Reg. 18223, effective June 7, 1993)

Section 1075.2370 Proxy Statement -- Business of the Applicant

a) Narrative description of business.

1) Discuss briefly the organizational history of the applicant, including the year of organization, the identity of the chartering authority, and any charter conversions.

2) Describe the business conducted and intended to be conducted by the applicant and its subsidiaries. This should include a description of the general development of the business of the applicant and any predecessor(s) during the past five years, or such shorter period as the applicant may have been engaged in business. Information shall be disclosed for earlier periods if material to an understanding of the general development of the business. Any material changes in the mode of conducting the business should be discussed.

3) Consideration should be given to inclusion of a description of the applicant's historical practices, including the average remaining term to maturity of its portfolio of mortgage loans,

NOTICE OF EXPEDITED CORRECTION

and present intention regarding the making of loans, whether real estate or other, the nature of security received, the terms of loans, whether carrying fixed or variable interest rates, and the retention of loans or their resale in secondary mortgage markets. Historical description might require a general identification of the magnitude of various activities.

4) Also explain any significant impact to the institution as a result of any material acquisitions.

b) Selected financial data -- Furnish in comparative columnar form a summary of selected financial data for the applicant for:

- 1) each of the last five fiscal years of the applicant (or for the life of the applicant and its predecessors, if less); and
- 2) any additional fiscal years necessary to keep the summary from being misleading.

3) In furnishing the information required by this subsection, the following shall apply:

A) The purpose of the summary of selected financial data shall be to supply in convenient and readable format selected data which highlight significant trends in the applicant's financial condition and results of operations.

B) Subject to appropriate variation to conform to the nature of the applicant's business, the following items, as a minimum, shall be included in the summary: Total interest income; total interest expense; income (loss) from continuing operations; net income; total loans; total investments; total assets; total savings; total borrowings; total capital; and total number of customer service facilities indicating the number which provide full service. Applicants may include additional items which they believe would enhance understanding and highlight trends in their financial condition and results of operation. Briefly describe, or cross reference to a discussion of, factors such as accounting changes, business combinations, or dispositions of business operations that materially affect the comparability of the information reflected in selected financial data. Discussion of, or reference to, any material uncertainties should also be included where those matters might cause the data reflected not to be indicative of the applicant's future financial condition or results of operations.

C) Those applicants which elect to provide 5 year summary information in accordance with Section C28 of the Financial Accounting Standards Board's Statement of Financial Accounting Standards (FASB Statement 89), "Financial Reporting and Changing Prices," (Accounting Standards Current Text General Standards as of June 1, 1992), no subsequent date or addition, Financial Accounting Standards Board, 401 Merritt 7, P.O. Box 5116, Norwalk CT 06856-5116, may combine such information with the selected financial

NOTICE OF EXPEDITED CORRECTION

data appearing pursuant to this Section.

D) All references to the applicant in the summary and in these instructions shall mean the applicant and its consolidated subsidiaries.

E) If interim-period financial statements are included, or are required to be included by Section 1075.2450 below, applicants should update the selected financial data for the interim period to reflect any material change in the trends indicated; where such updating information is necessary, applicants should provide the information on a comparative basis unless not necessary to an understanding of the updating information.

c) Management's discussion and analysis of financial condition and results of operation.

1) Discuss applicant's financial condition, and results of operations. The discussion shall provide information as specified in subsection (c)(1)(A), (B), and (C) below with respect to liquidity, capital resources, and results of operations and also should provide all other information which the applicant believes to be necessary to an understanding of its financial condition, changes in financial condition, and results of operations. Significant business combinations should be discussed. Discussion of liquidity and capital resources may be combined whenever the two topics are interrelated. Where in the applicant's judgment a discussion of subdivisions of the applicant's business would be appropriate to an understanding of the business, the discussion should focus on each relevant, reportable segment or other subdivision of the business and on the applicant as a whole.

A) Liquidity -- Identify any known trends or any known demands, commitments, events, or uncertainties which will result in or which are reasonably likely to result in the applicant's liquidity increasing or decreasing in any material way. If a material deficiency is identified, indicate the course of action which the applicant has taken or proposes to take to remedy the deficiency. Identify and separately describe internal and external sources of liquidity, and briefly discuss any material unused sources of liquid assets. Comment on maturity imbalances between assets and liabilities and planned activities in the secondary mortgage market.

B) Committed resources.

i) Describe the applicant's material commitments for loan fundings or other expenditures as of the end of the latest fiscal period and indicate the general purpose of the commitments and the anticipated source of funds needed to fulfill the commitments.

ii) Describe any known material trends, favorable or unfavorable, in the applicant's committed resources.

COMMISSIONER OF SAVINGS AND RESIDENTIAL FINANCE

NOTICE OF EXPEDITED CORRECTION

Indicate any expected material changes in the mix and the relative cost of the resources. This discussion should consider changes between savings, equity, debt, and any off-balance-sheet financing arrangements.

C)

Results of operations.

i) Describe any unusual or infrequent events or transactions or any significant economic changes that materially affected the amount of reported income from continuing operations and, in each case, indicate the extent to which income was affected. In addition, describe any other significant components of revenues or expenses which, in the applicant's judgment, should be described in order to understand the applicant's results of operations.

ii) Describe any known trends and uncertainties which have had, or which the applicant reasonably expects will have, a materially favorable or unfavorable impact on net sales or revenues or income from continuing operations. If the applicant knows of events which will cause a material change in the relationship between costs and revenues (such as known future increases in costs of money or interest rates), the change in the relationship should be disclosed.

iii) To the extent that the financial statements disclose material increases in interest expense, provide a narrative discussion of the extent to which the increases are attributable to increases in rates or to increases in volume.

iv) For the three most recent fiscal years of the applicant, discuss the impact of inflation and changing prices on the applicant's revenues and on income from continuing operations.

v) For the most recent financial statement presented, discuss any unusual risk characteristics in the assets of the applicant. This would include real estate development, significant amounts of commercial real estate as loan collateral, and any other significant risk factors inherent in the applicant's lending or investment portfolios, including significant increases in amounts of non-accrual, past due, restructured, and potential problem loans (U.S. Securities and Exchange Commission's Securities Act Industry Guide 3, Section III C 1992, no subsequent dates or editions, U.S. Securities and Exchange Commission, 450 Fifth Street, N.W., Washington, DC 20549).

D) In completing subsection (c)(1) above, the following shall apply:

i) The applicant's discussion and analysis shall be of the financial statements and of other statistical data

COMMISSIONER OF SAVINGS AND RESIDENTIAL FINANCE

NOTICE OF EXPEDITED CORRECTION

which the applicant believes will enhance a reader's understanding of its financial condition, changes in financial condition, and results of operations. Generally, the discussion should cover the 3 year period covered by the financial statements and should use year-to-year comparisons or other formats which in the applicant's judgment enhance a reader's understanding. However, where trend information is relevant, reference to the five-year selected financial data appearing in subsection (b) above may be necessary.

ii) The purpose of the discussion and analysis should be to provide to investors and other users information relevant to an assessment of the financial condition and results of operations of the applicant as determined by evaluating the amounts and certainty of cash flows from operations and from outside sources. The information provided in this subsection need only include that which is available to the applicant without undue effort or expense and which does not clearly appear in the applicant's financial statements.

iii) The discussion and analysis should specifically focus on material events and uncertainties known to management which would cause reported financial information not to be necessarily indicative of future operating results or of future financial condition. This would include description and amounts of matters which would have an impact on future operations and have not had an impact in the past, and matters which have had an impact on reported operations and are not expected to have an impact upon future operations.

iv) Where the consolidated financial statements reveal material changes from year to year in one or more line items, the causes for the changes should be described to the extent necessary to an understanding of the applicant's business as a whole; provided, however, if the causes for a change in one line item also relate to other line items, no repetition is required and a line-by-line analysis of the financial statements as a whole is not required or generally appropriate. Applicants need not recite the amount of changes from year to year which are readily computable from the financial statements. The discussion should not merely repeat numerical data contained in the consolidated financial statements.

v) The term "liquidity" as used in subsection (c)(1)(A) above refers to the ability of an enterprise to generate adequate amounts of cash to meet the

COMMISSIONER OF SAVINGS AND RESIDENTIAL FINANCE

NOTICE OF EXPEDITED CORRECTION

enterprises' needs for cash. Except where it is otherwise clear from the discussion, the applicant should indicate those balance sheet conditions or income or cash flow items which the applicant believes may be indicators of the liquidity condition. Liquidity generally should be discussed on both a long-term and short-term basis. The issue of liquidity should be discussed in the context of the applicant's own business or businesses.

vi) Applicants are encouraged, but not required, to supply forward-looking information. This is to be distinguished from presently known data which will have an impact upon future operating results, such as known future increases in rates or other costs. This latter data is required to be disclosed.

vii) Applicants which elect to provide narrative explanations of supplementary information disclosed in accordance with SFAS 89, as referred to in subsection (b)(3)(C) above, may combine the explanations with their discussion and analysis required pursuant to this provision or they may supply the information separately. If the information is combined, it shall be located in reasonable proximity to the discussion and analysis. If the information is not combined, the discussion of the impact of inflation otherwise required by this subsection may be omitted if there is an appropriate cross reference to the explanations provided pursuant to SFAS 89, as referred to in Section 1075.2370(b)(3)(C).

viii) Applicants which elect not to provide explanations of supplementary information disclosed in accordance with SFAS 89 may discuss the effects of inflation and changes in prices in whatever manner appears appropriate under the circumstances. Although voluntary compliance with SFAS 89 is encouraged, all that is required is a brief textual presentation of management's views. No specific numerical financial data need be presented.

ix) All references to the applicant in the discussion and in these instructions shall mean the applicant and its consolidated subsidiaries.

2) If interim-period financial statements are included or are required to be included by Section 1075.2440, a management's discussion and analysis of the financial condition and results of operations shall be provided to enable the reader to assess material changes in financial condition and results of operations between the period specified in subsection (c)(2)(A) and (B) below. The discussion and analysis shall include a discussion of material changes in those items specifically listed in subsection

COMMISSIONER OF SAVINGS AND RESIDENTIAL FINANCE

NOTICE OF EXPEDITED CORRECTION

(c)(1) above, except that the impact of inflation and changing prices on operations for interim periods need not be addressed.

A) Material changes in financial condition. Discuss any material changes in financial condition from the end of the preceding fiscal year to the date of the most recent interim balance sheet provided. If the interim financial statements include an interim balance sheet as of the corresponding interim date of the preceding fiscal year, any material change in financial condition from that date to the date of the most recent interim balance sheet provided shall also be discussed. If discussions of changes from both the end and the corresponding interim date of the preceding fiscal year are required, the discussions may be combined at the discretion of the applicant.

B) Material changes in results of operations. Discuss any material changes in the applicant's results of operations with respect to the most recent fiscal year-to-date period for which an income statement is provided and the corresponding year-to-date period of the preceding fiscal year. If the applicant is required to or has elected to provide an income statement for the most recent fiscal year quarter, the discussion also shall cover material changes with respect to that fiscal quarter and the corresponding fiscal quarter in the preceding fiscal year. In addition, if the applicant has elected to provide an income statement for the 12-month period ended as of the date of the most recent interim balance sheet provided, the discussions shall also cover material changes with respect to that 12-month period and the 12-month period ended as of the corresponding interim balance sheet date of the preceding fiscal year.

C) In completing subsection (c)(2) above, the following instructions shall apply:

i) If interim financial statements are presented together with financial statements for full fiscal years, the discussion of the interim financial information shall be prepared pursuant to subsection (c)(2) above and the discussion of the full fiscal year information shall be prepared pursuant to subsection (c)(1) above. Such discussions may be combined.

ii) The discussion and analysis required by subsection (c)(2) above is required to focus only on material changes. Where the interim financial statements reveal material change from period to period in one or more significant line items, the causes for the changes should be described if they have not already been disclosed; however, if the causes for a change in one line item also relate to other line items, no repetition is required. Applicants need not recite the amounts of changes from period to period which are

COMMISSIONER OF SAVINGS AND RESIDENTIAL FINANCE

NOTICE OF EXPEDITED CORRECTION

readily computable from the financial statements. This discussion should not merely repeat numerical data contained in the financial statements. The information provided should include that which is available to the applicant without undue effort or expense and which does not clearly appear in the applicant's interim financial statements.

iii) The applicant's discussion of material changes in results of operations should identify any significant elements of the applicant's income or loss from continuing operations which do not arise from, or are not necessarily representative of, the applicant's ongoing business.

iv) Applicants are encouraged, but are not required, to discuss forward-looking information.

d) Lending activities.

1) Briefly describe the applicable Federal and State restrictions on the lending activities of the applicant, including applicable laws affecting mortgage loan interest rates. Also briefly describe the applicant's general policy concerning loan-to-value ratios; customary methods of obtaining loan originations, such as the use of loan consultants; approval of properties as security for loans; the use of a loan committee, if any; and policies as to requiring title, fire insurance, and casualty insurance on security properties. Indicate the applicant's general future intentions with respect to activities in secondary mortgage markets, including transactions with the Federal Home Loan Mortgage Corporation or mortgage bankers. If significant, indicate loan service fee income as a percentage of net interest income for the years required by Section 1075.2440(b).

2) As to the lending area of the applicant, describe briefly:

A) the lending area restrictions, if any, applicable to the applicant,
B) the areas in which the applicant normally lends, and
C) any material loan concentration areas of the applicant. The descriptions may include maps illustrating one or more of these areas. Furnish an estimate of the housing vacancy rates in areas where the applicant's loan concentrations are located, if practicable.

3) Describe briefly the general long-term nature of investment in mortgage loans and the consequent effect upon the earnings spread of savings institutions. State the normal maturity of loans made by the applicant on the security of single-family dwellings and furnish an estimate as to the average length of time the loans are outstanding.

4) For each of the periods required by Section 1075.2440(b), set forth in tabular form, excluding fees which are not considered adjustments of yield, the following:

A) Average yield during the period, computed on no greater than

COMMISSIONER OF SAVINGS AND RESIDENTIAL FINANCE

NOTICE OF EXPEDITED CORRECTION

a monthly basis, on:

- i) loan portfolio;
- ii) investment portfolio;
- iii) other interest-earning assets; and
- iv) all interest earning assets.

B) Average rate paid during the period, computed on no greater than a monthly basis, on:

- i) deposits,
- ii) borrowings and Federal Home Loan Bank advances,
- iii) other interest-bearing liabilities, and
- iv) all interest-bearing liabilities (subsection (d)(4)(A)(i), (ii), and (iii) above).

C) Weighted-average yield at end of the latest required period, for the items in subsection (d)(4)(A) and (B) above.

D) The net yield on average interest-earning assets (net interest earnings divided by average interest-earning assets with net interest earnings equaling the difference between the dollar amount of interest earned and paid). Average interest-earning assets should be determined on an interval no more frequent than monthly.

E) For each of the periods required by Section 1075.2440(b), set forth in tabular form:

- i) the dollar amount of change in interest income, and
- ii) the dollar amount of change in interest expense. The changes should be segregated for each major category of interest-earning asset and interest-bearing liability (as stated in subsection (d)(4)(A) and (B) above) into amount attributable to changes in volume change (change in volume multiplied by old rate), and changes in rates (change in rate multiplied by old volume), and changes in rate-volume (change in rate multiplied by the change in volume). The rate/volume variances should be allocated on a consistent basis between rate and volume variance and the basis of allocation disclosed in a note to the table.

5) For each of the periods required by Section 1075.2440(b), present the following:

- A) Return on assets (net income divided by average total assets).
- B) Return on equity (net income divided by average equity).
- C) Equity-to-assets ratio (average equity divided by average total assets).
- D) Applicants should supply any additional ratios necessary to explain their operations.

6) Loans:

A) As of the end of the latest fiscal year reported on, present separately the amounts of loans in the categories of real estate mortgages, real estate construction, installment, and commercial, financial and agricultural which are due:

COMMISSIONER OF SAVINGS AND RESIDENTIAL FINANCE

NOTICE OF EXPEDITED CORRECTION

- i) In each of the three years following the balance sheet,
 - ii) after three through five years,
 - iii) after five through ten years,
 - iv) after ten through fifteen years, and
 - v) after fifteen years. In addition, present separately the total amount of all such loans due after one year which have predetermined interest rates and floating or adjustable interest rates.

B) In completing subsection (d)(6)(A) above, the following shall apply:

- i) Scheduled principal repayments should be reported in that maturity category in which the payment is due.
- ii) Demand loans, loans having no stated schedule of repayments and no stated maturity, and overdrafts should be reported as due in one year or less.
- iii) Determinations of maturities should be based upon contract terms. However, such terms may vary due to the applicant's "rollover policy," in which case the maturity should be revised as appropriate and the rollover policy should be briefly discussed.

7) Describe briefly the risk elements within the loan and investment portfolios including the applicant's customary procedures regarding delinquent loans. As of the end of each of the periods covered by the statements of operation required by Section 1075.2440(b)(1) and as of the date of the latest statement of financial condition required by Section 1075.2440(a), set forth in tabular form the amounts and categories of non-accrual, past due, restructured, and potential problem loans (see Securities and Exchange Commission's Securities Act Industry Guide 3, Section III C) and the ratio of such loans to total assets. Where the amount of real estate that has been in substance foreclosed, acquired by foreclosure, or by deed in lieu thereof is significant, include a brief description of the major properties and a statement as to the applicant's probable losses, if any, upon disposition of such properties.

e) Savings activities.

1) State whether the maximum rate of interest which the applicant may pay is established by regulatory authorities. State that, in the event of liquidations of the applicant after conversion, savings account holders will be entitled to full payment of their accounts before payment to shareholders. Also indicate the percentage of total savings accounts which are from out-of-state sources, if such total is significant.

2) Set forth in tabular form the amounts of time deposit accounts by categories of interest rates as of the dates of each balance sheet filed. Each interest-rate category should not be more than 200 basis points. As of the date of the latest balance sheet, set forth in tabular form for each interest-rate category, the

COMMISSIONER OF SAVINGS AND RESIDENTIAL FINANCE

NOTICE OF EXPEDITED CORRECTION

amounts of savings maturing during each of the three years following the balance sheet date and the total maturing thereafter.

- 3) Disclose the weighted-average rate and general terms (as well as formal provisions for the extension of the maturity) of each category of short-term borrowings, along with the maximum amount of borrowings in each category outstanding at any month-end during each period for which an end-of-period balance sheet is required. In addition, disclose the approximate average short-term borrowings out-standing during the period and the approximate weighted-average interest rate (and a brief description of the means used to compute such average) for such aggregate short-term borrowings. The disclosure required by this subsection need not be furnished as regards borrowings in each particular category when the aggregate amount of such borrowings at the balance sheet date does not exceed one percent of assets at that date. Notwithstanding this reporting threshold, if the weighted average of such borrowings at year-end, the disclosure called by this subsection should be furnished. This information is not required to be given for any category of short-term borrowings for which the average balance outstanding during the period was less than 30 percent of stockholders equity at the end of the period.

f) Federal regulation. Describe briefly, to the extent not otherwise covered by other items, federal regulation of the applicant and the conduct of its operations. In particular, describe briefly the insurance of accounts and the general regulatory authority of the Federal Deposit Insurance Corporation, and federal regulatory capital requirements, the results of failure to meet those requirements, and the applicant's regulatory capital position in relation to those requirements. Also, describe the assessment authority and requirements of the Federal Deposit Insurance Corporation, the Financing Corporation, and the Resolution Funding Corporation.

g) Federal Home Loan Bank System. If a member, describe briefly the Federal Home Loan Bank System and state that the applicant is a member. Such description shall include:

- 1) Limitations on borrowings,
 - 2) Recent loan policies of the applicant's Federal Home Loan Bank and current interest rates, and
 - 3) Federal Home Loan Bank stock purchase requirements and the applicant's position with respect to those requirements.
- h) State regulation. Describe briefly, to the extent not otherwise covered by other items, State regulation of the applicant and the conduct of its operations. In particular, describe briefly the general regulatory authority of the Commissioner, and State regulatory capital requirements, the results of failure to meet those requirements, and the applicant's regulatory capital position in relation to those requirements (Section 5001 of The Act and Section 1075.410). Also describe the supervisory fee assessment authority and

COMMISSIONER OF SAVINGS AND RESIDENTIAL FINANCE

NOTICE OF EXPEDITED CORRECTION

requirements of the Commissioner.

- i) Federal and state taxation. Describe briefly the federal income tax laws applicable to the applicant including:

- 1) Permissible bad debt reserves;
- 2) The applicant's position with respect to the maximum bad debt reserve limitations as of the date of the latest statement of financial condition required under Section 1075.2440(a);
- 3) Future increases in the effective income tax rate;
- 4) The date through which the applicant's Federal income tax returns have been audited by the Internal Revenue Service, and
- 5) The tax effect to the applicant of the payment of cash dividends on capital stock of the applicant after conversion. Also describe briefly the State taxation of the applicant.

- j) Competition. Describe the material sources of competition for savings banks generally and indicate to the extent practicable the applicant's position in its principal lending and deposit markets. In answering subsection, give to the extent known the applicant's deposit and mortgage product market shares by county in its geographic market. Also indicate its rank and any material changes or trends in its competitive standing.

- k) Office and other material properties.

- 1) Furnish the location of the applicant's home office and each existing and approved branch office and other office facilities (such as mobile or satellite offices). State the total net book value of all such offices as of the date of the latest statement of financial condition required by Section 1075.2440(a). If any such office is leased, state the expiration dates of such leases.

- 2) Describe briefly undeveloped land owned by the applicant, including location, net book value, and prospective use and holding period. If the applicant or a subsidiary owns or leases electronic data processing equipment principally for its own use, describe briefly such equipment indicating net book value if owned or the principal lease terms if leased.

- l) Employees. State the number of persons employed full time by the applicant including executive officers listed under Section 1075.2350. State whether employees are represented by a collective bargaining group and whether the applicant's relations with its employees is satisfactory. Summarize briefly any loans, profit sharing, retirement, medical, hospitalization or other remuneration plans provided for employees not already included pursuant to Section 1075.2360.

- m) Service corporations. Describe briefly the applicant's investment in any subsidiary and the major lines of business (including any joint ventures) of the subsidiary which are material to its operations.

- n) Legal proceedings. Furnish the information regarding legal proceedings required to be disclosed in a registration statement filed under the Securities Exchange Act of 1934 (17-CFR-229-409) (15 U.S.C. 78a et seq., as amended to July 1, 1991, no subsequent dates or editions). In particular, see Item 103 of the "General Rules

COMMISSIONER OF SAVINGS AND RESIDENTIAL FINANCE

NOTICE OF EXPEDITED CORRECTION

Regarding Disclosures: Regulations S-K - Standard Instructions for Filing Forms under Securities Act of 1933 and the Securities Exchange Act of 1934" (17 CFR 229.103) November 1992, no subsequent dates or editions, U.S. Securities and Exchange Commission, 450 Fifth Street, N.W., Washington, DC 20549. Unless the context otherwise requires, the word "registrant" in that regulation shall refer to the applicant. Additional information. The Commissioner may upon the request of applicant, and where consistent with the protection of account holders and others, permit the omission of any of the information required by this Section or the furnishing in substitution therefor of appropriate information of comparable character. The Commissioner may also require the furnishing of other information in addition to, or in substitution for, the information required by this Section in any case where such information is necessary or appropriate for an adequate description of the applicant's business done or intended to be done.

- o) The word "registrant" in that regulation shall refer to the applicant. Additional information. The Commissioner may upon the request of applicant, and where consistent with the protection of account holders and others, permit the omission of any of the information required by this Section or the furnishing in substitution therefor of appropriate information of comparable character. The Commissioner may also require the furnishing of other information in addition to, or in substitution for, the information required by this Section in any case where such information is necessary or appropriate for an adequate description of the applicant's business done or intended to be done.

(Source: Expedited correction at 17 Ill. Reg. 18223, effective June 7, 1993)

Section 1075.2390 Proxy Statement -- Description of Capital Stock

- a) Furnish the information regarding capital stock of the applicant required to be disclosed in a registration statement filed under the Securities Exchange Act of 1934. In particular, see Item 202 of the "General Rules Regarding Disclosures: Regulations S-K - Standard Instructions for Filing Forms under Securities Act of 1933 and the Securities Exchange Act of 1934" (17 CFR 229.202-7, November, 1992 no subsequent dates or editions). Unless the context otherwise requires the term "registrant" in the regulation shall refer to the applicant. An undertaking should be included in the proxy statement that the applicant where practical will use its best efforts to encourage and assist a professional market maker in establishing and maintaining a market for the capital stock of the applicant.

- c) Trading market:

- 1) Outline briefly the trading market that is expected to exist for the capital stock following the conversion including the estimated number of market makers and stockholders, and the anticipated success of the applicant in listing the stock.

- 2) Any discussion of the listing of the applicant's stock should include the basic requirements that must be met for such listing.
- d) If the rights evidenced by the capital stock will be materially limited or qualified by the rights of savings account holders or borrowers, include the information regarding the limitations or qualifications necessary to enable investors to understand the rights evidenced by the capital stock.

(Source: Expedited correction at 17 Ill. Reg. 18223, effective June 7, 1993)

DEPARTMENT OF AGRICULTURE

DEPARTMENT OF AGRICULTURE

NOTICE OF PUBLIC HEARING ON PROPOSED AMENDMENTS

NOTICE OF PUBLIC HEARING ON PROPOSED AMENDMENTS

- 1) Heading of Part: Animal Diagnostic Laboratory Act
- 2) Code Citation: 8 Ill. Adm. Code 110
- 3) Register Citation to Notice of Proposed Amendments:

17 Ill. Reg. 14717; September 17, 1993

- 4) Date, Time and Location of Public Hearing:

Wednesday, October 20, 1993, 10:00 a.m.
Department of Agriculture
Agriculture Building, State Fairgrounds
Springfield, IL 62794-9281

- 5) As announced in 17 Ill. Reg. 14717, those individuals who are unable to attend the public hearing but wish to comment on the Proposed Amendments should mail written comments to the Director at the above address postmarked no later than October 15, 1993 so they will be available for consideration at the public hearing. All comments received will be fully considered by the agency and the Advisory Board of Livestock Commissioners.

The public hearing on the proposed rulemaking will run concurrent with a public meeting of the Advisory Board of Livestock Commissioners.

- 1) Heading of Part: Bovine Brucellosis
- 2) Code Citation: 8 Ill. Adm. Code 75
- 3) Register Citation to Notice of Proposed Amendments:

17 Ill. Reg. 14728; September 17, 1993

- 4) Date, Time and Location of Public Hearing:

Wednesday, October 20, 1993, 10:00 a.m.
Department of Agriculture
Agriculture Building, State Fairgrounds
Springfield, IL 62794-9281

- 5) As announced in 17 Ill. Reg. 14728, those individuals who are unable to attend the public hearing but wish to comment on the Proposed Amendments should mail written comments to the Director at the above address postmarked no later than October 15, 1993 so they will be available for consideration at the public hearing. All comments received will be fully considered by the agency and the Advisory Board of Livestock Commissioners.

The public hearing on the proposed rulemaking will run concurrent with a public meeting of the Advisory Board of Livestock Commissioners.

DEPARTMENT OF AGRICULTURE

NOTICE OF PUBLIC HEARING ON PROPOSED AMENDMENTS

- 1) Heading of Part: Definitions
- 2) Code Citation: 8 Ill. Adm. Code 20
- 3) Register Citation to Notice of Proposed Amendments:

17 Ill. Reg. 14739; September 17, 1993

- 4) Date, Time and Location of Public Hearing:

Wednesday, October 20, 1993, 10:00 a.m.
Department of Agriculture
Agriculture Building, State Fairgrounds
Springfield, IL 62794-9281

- 5) As announced in 17 Ill. Reg. 14739, those individuals who are unable to attend the public hearing but wish to comment on the proposed Amendments should mail written comments to the Director at the above address postmarked no later than October 15, 1993 so they will be available for consideration at the public hearing. All comments received will be fully considered by the agency and the Advisory Board of Livestock Commissioners.

The public hearing on the proposed rulemaking will run concurrent with a public meeting of the Advisory Board of Livestock Commissioners.

DEPARTMENT OF AGRICULTURE

NOTICE OF PUBLIC HEARING ON PROPOSED AMENDMENTS

- 1) Heading of Part: Diseased Animals
- 2) Code Citation: 8 Ill. Adm. Code 85
- 3) Register Citation to Notice of Proposed Amendments:

17 Ill. Reg. 14747; September 17, 1993

- 4) Date, Time and Location of Public Hearing:

Wednesday, October 20, 1993, 10:00 a.m.
Department of Agriculture
Agriculture Building, State Fairgrounds
Springfield, IL 62794-9281

- 5) As announced in 17 Ill. Reg. 14747, those individuals who are unable to attend the public hearing but wish to comment on the proposed Amendments should mail written comments to the Director at the above address postmarked no later than October 15, 1993 so they will be available for consideration at the public hearing. All comments received will be fully considered by the agency and the Advisory Board of Livestock Commissioners.

The public hearing on the proposed rulemaking will run concurrent with a public meeting of the Advisory Board of Livestock Commissioners.

DEPARTMENT OF AGRICULTURE

NOTICE OF PUBLIC HEARING ON PROPOSED RULES

- 1) Heading of Part: Equine Infectious Anemia Control
- 2) Code Citation: 8 Ill. Adm. Code 116
- 3) Register Citation to Notice of Proposed Rules:

17 Ill. Reg. 14761; September 17, 1993

- 4) Date, Time and Location of Public Hearing:

Wednesday, October 20, 1993, 10:00 a.m.
Department of Agriculture
Agriculture Building, State Fairgrounds
Springfield, IL 62794-9281

- 5) As announced in 17 Ill. Reg. 14761, those individuals who are unable to attend the public hearing but wish to comment on the Proposed Rules should mail written comments to the Director at the above address postmarked no later than October 15, 1993 so they will be available for consideration at the public hearing. All comments received will be fully considered by the agency and the Advisory Board of Livestock Commissioners.

The public hearing on the proposed rulemaking will run concurrent with a public meeting of the Advisory Board of Livestock Commissioners.

DEPARTMENT OF AGRICULTURE

NOTICE OF PUBLIC HEARING ON PROPOSED AMENDMENTS

- 1) Heading of Part: Feeder Swine Dealer Licensing
- 2) Code Citation: 68 Ill. Adm. Code 590
- 3) Register Citation to Notice of Proposed Amendments:

17 Ill. Reg. 14765; September 17, 1993

- 4) Date, Time and Location of Public Hearing:

Wednesday, October 20, 1993, 10:00 a.m.
Department of Agriculture
Agriculture Building, State Fairgrounds
Springfield, IL 62794-9281

- 5) As announced in 17 Ill. Reg. 14765, those individuals who are unable to attend the public hearing but wish to comment on the Proposed Amendments should mail written comments to the Director at the above address postmarked no later than October 15, 1993 so they will be available for consideration at the public hearing. All comments received will be fully considered by the agency and the Advisory Board of Livestock Commissioners.

The public hearing on the proposed rulemaking will run concurrent with a public meeting of the Advisory Board of Livestock Commissioners.

DEPARTMENT OF AGRICULTURE

NOTICE OF PUBLIC HEARING ON PROPOSED AMENDMENTS

- 1) Heading of Part: Livestock Auction Markets
- 2) Code Citation: 8 Ill. Adm. Code 40
- 3) Register Citation to Notice of Proposed Amendments:
17 Ill. Reg. 14769; September 17, 1993
- 4) Date, Time and Location of Public Hearing:
Wednesday, October 20, 1993, 10:00 a.m.
Department of Agriculture
Agriculture Building, State Fairgrounds
Springfield, IL 62794-9281
- 5) As announced in 17 Ill. Reg. 14769, those individuals who are unable to attend the public hearing but wish to comment on the Proposed Amendments should mail written comments to the Director at the above address postmarked no later than October 15, 1993 so they will be available for consideration at the public hearing. All comments received will be fully considered by the agency and the Advisory Board of Livestock Commissioners.

The public hearing on the proposed rulemaking will run concurrent with a public meeting of the Advisory Board of Livestock Commissioners.

DEPARTMENT OF AGRICULTURE

NOTICE OF PUBLIC HEARING ON PROPOSED AMENDMENTS

- 1) Heading of Part: Livestock Dealer Licensing
- 2) Code Citation: 68 Ill. Adm. Code 610
- 3) Register Citation to Notice of Proposed Amendments:
17 Ill. Reg. 14775; September 17, 1993
- 4) Date, Time and Location of Public Hearing:
Wednesday, October 20, 1993, 10:00 a.m.
Department of Agriculture
Agriculture Building, State Fairgrounds
Springfield, IL 62794-9281
- 5) As announced in 17 Ill. Reg. 14775, those individuals who are unable to attend the public hearing but wish to comment on the Proposed Amendments should mail written comments to the Director at the above address postmarked no later than October 15, 1993 so they will be available for consideration at the public hearing. All comments received will be fully considered by the agency and the Advisory Board of Livestock Commissioners.

The public hearing on the proposed rulemaking will run concurrent with a public meeting of the Advisory Board of Livestock Commissioners.

DEPARTMENT OF AGRICULTURE

NOTICE OF PUBLIC HEARING ON PROPOSED AMENDMENTS

- 1) Heading of Part: Swine Disease Control and Eradication Act
- 2) Code Citation: 8 Ill. Adm. Code 105
- 3) Register Citation to Notice of Proposed Amendments:
17 Ill. Reg. 14781; September 17, 1993
- 4) Date, Time and Location of Public Hearing:
Wednesday, October 20, 1993, 10:00 a.m.
Department of Agriculture
Agriculture Building, State Fairgrounds
Springfield, IL 62794-9281
- 5) As announced in 17 Ill. Reg. 14781, those individuals who are unable to attend the public hearing but wish to comment on the Proposed Amendments should mail written comments to the Director at the above address postmarked no later than October 15, 1993 so they will be available for consideration at the public hearing. All comments received will be fully considered by the agency and the Advisory Board of Livestock Commissioners.

The public hearing on the proposed rulemaking will run concurrent with a public meeting of the Advisory Board of Livestock Commissioners.

DEPARTMENT OF PUBLIC AID

NOTICE OF PUBLIC HEARING ON PROPOSED AMENDMENTS

- 1) Heading of the Part: Reimbursement For Nursing Costs For Geriatric Facilities
- 2) Code Citation: 89 Ill. Adm. Code 147
- 3) Register Citation to Notice of Proposed Amendments: September 3, 1993
(17 Ill. Reg. 14081)
- 4) Dates, Times and Locations of Public Hearings:
Monday, November 8, 1993
10:00 A.M. to 11:30 A.M.
Third Floor Conference Room
Prescott E. Bloom Building
210 South Grand Avenue East
Springfield, Illinois
Wednesday, November 10, 1993
10:30 A.M. to 12 Noon
State of Illinois Center
Ninth Floor, Room 040
100 West Randolph Street
Chicago, Illinois
- 5) Other Pertinent Information:

The Department is scheduling these public hearings in response to a request from the Illinois Council on Long Term Care. Two hearings have been scheduled to accommodate interested persons on a statewide basis. The public hearings will be for the sole purpose of gathering public comment on the proposed amendments to Section 147.100. These amendments address the reconsideration process concerning resident reviews conducted by the Department's Inspection of Care surveyors. Under these amendments, the reconsideration process is simplified to a two-step process which eliminates the first level review. The amendments are intended to provide for a less cumbersome reconsideration process, while ensuring that providers retain the option of appealing Inspection of Care results.

Persons interested in presenting testimony are advised that the Department will adhere to the following procedures in the conduct of the hearing.

1. Each person presenting oral testimony shall provide to the hearing officer a written (preferably typed) copy of such testimony at the time the oral testimony is presented. No oral testimony will be accepted without a written copy of the testimony being provided.
2. Each person presenting oral testimony will be limited to fifteen minutes for the presentation of such testimony.

DEPARTMENT OF PUBLIC AID

NOTICE OF PUBLIC HEARING ON PROPOSED AMENDMENTS

3. No person will be recognized to speak for a second time until all persons wishing to testify have done so.
4. All testimony shall conclude at the specified time except that an individual presenting testimony at that time shall be allowed to complete the presentation.

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

SECOND NOTICES RECEIVED

The following second notices were received by the Joint Committee on Administrative Rules during the period of September 28, 1993 through October 4, 1993, and have been scheduled for review by the Committee at its October 12, 1993 or November 16, 1993 meeting. Other items not contained in this published list may also be considered. Members of the public wishing to express their views with respect to a rule should submit written comments to the Committee at the following address: Joint Committee on Administrative Rules, 700 Stratton Office Bldg., Springfield IL 62706.

Second Notice Expires	Agency and Rule	Start of First Notice	JCAR Meeting
11/11/93	Department of Public Aid, Aid to Families With Dependent Children (89 Ill Adm Code 112)	7/16/93 17 Ill Reg 10705	10/12/93
11/11/93	Secretary of State, Issuance of Licenses (92 Ill Adm Code 1030)	8/20/93 17 Ill Reg 13661	10/12/93
11/12/93	Department of Public Health, Sheltered Care Facilities Code (77 Ill Adm Code 330)	11/20/92 16 Ill Reg 17540	10/12/93
11/12/93	Department of Public Health, Skilled Nursing and Intermediate Care Facilities Code (77 Ill Adm Code 300)	11/20/92 16 Ill Reg 17555	10/12/93
11/12/93	Department of Public Health, Long-Term Care for Under Age 22 Facilities Code (77 Ill Adm Code 390)	11/20/92 16 Ill Reg 17515	10/12/93
11/12/93	Department of Public Health, Intermediate Care for the Developmentally Disabled Facilities Code (77 Ill Adm Code 350)	11/20/92 16 Ill Reg 17500	10/12/93
11/12/93	Department of Professional Regulation, Funeral Directors and Embalmers Act (68 Ill Adm Code 1250)	7/23/93 17 Ill Reg 11315	10/12/93

ILLINOIS REGISTER

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLYSECOND NOTICES RECEIVED
(Page 2)

<u>Second Notice Expires</u>	<u>Agency and Rule</u>	<u>Start of First Notice</u>	<u>JCAR Meeting</u>
11/13/93	Environmental Protection Agency, Repeal of Procedures for Operation of the Potentially Infectious Medical Waste Transporter Fee System (35 Ill Adm Code 880)	11/30/92 16 Ill Reg 17861	10/12/93
11/13/93	Environmental Protection Agency, Procedures for Operation of the Potentially Infectious Medical Waste Transporter Fee System (35 Ill Adm Code 1450)	11/30/92 16 Ill Reg 17874	10/12/93
11/14/93	Department of Public Aid, Demonstration Programs (89 Ill Adm Code 170)	7/16/93 17 Ill Reg 10736	10/12/93
11/14/93	Department of Public Aid, Crisis Assistance (89 Ill Adm Code 116)	7/30/93 17 Ill Reg 12092	10/12/93
11/17/93	Department of Transportation, Relocation Assistance and Payments Program (92 Ill Adm Code 518)	8/6/93 17 Ill Reg 12628	11/16/93
11/17/93	Illinois Commerce Commission, Imputation (83 Ill Adm Code 792)	7/30/93 17 Ill Reg 11988	11/16/93
11/17/93	Department of Professional Regulation, Illinois Dental Practice Act (68 Ill Adm Code 1220)	2/16/93 17 Ill Reg 1708	11/16/93

ILLINOIS REGISTER

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLYSECOND NOTICES RECEIVED
(Page 3)

<u>Second Notice Expires</u>	<u>Agency and Rule</u>	<u>Start of First Notice</u>	<u>JCAR Meeting</u>
11/17/93	Department of Mental Health and Developmental Disabilities, Standards and Licensure Requirements for Community-Integrated Living Arrangements (59 Ill Adm Code 115)	11/30/92 16 Ill Reg 17923	11/16/93
11/17/93	Department of Mental Health and Developmental Disabilities, Minimum Standards for Licensure of Community Residential Alternatives (59 Ill Adm Code 113)	11/30/92 16 Ill Reg 17887	11/16/93

PROCLAMATION

93-440

BELLEVILLE WEST HIGH SCHOOL MARCHING BAND/
ILLINOIS' AMBASSADORS OF GOODWILL

Whereas, the Belleville West High School Marching Band, under the direction of Ralph Schlesinger, has been accepted to perform in the 62nd annual Hollywood Christmas Parade this Thanksgiving, November 28; and

Whereas, the Belleville West High School Marching Band was selected from more than 60 other bands to represent the State of Illinois; and

Whereas, the Hollywood, California, Christmas Parade will be seen all across the United States and in 87 foreign countries; and

Whereas, the 3.2-mile parade will feature 100 television and motion picture celebrities, floats, 14 bands, and more than a million spectators lining Sunset and Hollywood Boulevards;

Therefore, I, Jim Edgar, Governor of the State of Illinois, declare the BELLEVILLE WEST HIGH SCHOOL MARCHING BAND as ILLINOIS' AMBASSADORS OF GOODWILL TO THE HOLLYWOOD CHRISTMAS PARADE.

Issued by the Governor September 22, 1993.

Filed with the Secretary of State October 1, 1993.

93-441

CONSUMERS WEEK

Whereas, we live in the most prosperous nation in the world, with an unequalled availability of goods and services and where an effective and efficient system of commerce depends on an informed and educated public; and

Whereas, marketplace fraud is estimated to cost United States consumers at least \$40 billion each year, despite major efforts by law enforcement agencies to stop it; and

Whereas, through cooperation among consumers, business, and government, we can provide educational opportunities to improve consumer skills and awareness; and

Whereas, the United States Office of Consumer Affairs is coordinating the observance of National Consumers Week October 24-30 with "Focus on Fraud" as its theme;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim October 24-30, 1993, as CONSUMER WEEK in Illinois in conjunction with the national observance.

Issued by the Governor September 22, 1993.

Filed with the Secretary of State October 1, 1993.

93-442

DYSLEXIA/LEARNING DISABILITIES MONTH

Whereas, learning disabilities threaten one of our most precious rights--the right to learn; and

Whereas, one million adults and children throughout Illinois, including 15 percent of all school age children, suffer from dyslexia and other learning disabilities; and

Whereas, learning disabilities usually stem from delayed or distorted development of the central nervous system. Such disabilities can prevent normal learning behavior, even in individuals with average or above-average intelligence and can keep youngsters from reaching their full potential; and

Whereas, an individual approach is beneficial to these youngsters when dealing with their educational, psychological, and medical needs. Early diagnosis of their disabilities and proper remediation allow them to become productive citizens in our society; and

Whereas, organizations such as the Learning Disabilities Association of Illinois, Inc. and the Illinois Branch of the Orton Dyslexia Society are instrumental in providing classes, tutor referrals, seminars, and information for the treatment of dyslexia and other learning disabilities;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim October 1993 as DYSLEXIA/LEARNING DISABILITIES MONTH in Illinois.

Issued by the Governor September 22, 1993.

Filed with the Secretary of State October 1, 1993.

93-443

FAMILY BUSINESS WEEK

Whereas, the Midwest Association of Family Business Owners (MAFBO) is a nonprofit educational and support organization for owners and managers of family-owned companies; and

Whereas, family businesses comprise 80 to 90 percent of all the businesses in the United States and play an immense role in maintaining economic and community stability within Illinois, as well as across the country; and

Whereas, the dissolution of family businesses as a result of poor succession planning is a serious problem in Illinois and could result in the loss of more than 15,000 jobs in the next ten years, especially in the manufacturing sector; and

Whereas, on October 22, MAFBO is having its annual conference to provide succession planning, communication, and support to family businesses;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim October 18-24, 1993 as FAMILY BUSINESS WEEK in Illinois to recognize the importance of the family enterprise and the many

contributions family businesses make to our state.

Issued by the Governor September 22, 1993.

Filed with the Secretary of State October 1, 1993.

93-444

GFWC ILLINOIS JUNIOR WEEK

Whereas, the General Federation of Women's Clubs (GFWC) unites over 10 million women in more than 36 countries to promote their common interests in education, public welfare, moral values, civics, and fine arts; and

Whereas, since 1890, GFWC has been instrumental in achieving countless reforms, including the eight-hour work day, the first federal child labor law, and the Pure Food and Drug Act; and

Whereas, GFWC Illinois Federation of Women's Clubs Junior Organization is an all volunteer, non-profit organization that donates time and money throughout our state. In 1992, more than 3,700 members of the Junior Organization, working in 118 local clubs, donated more than 546,000 volunteer hours and more than \$1,150,000;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim October 10-16, 1993, as GFWC ILLINOIS JUNIOR WEEK in the State of Illinois, in appreciation of the services the dedicated volunteers of this organization provide for our citizens.

Issued by the Governor September 22, 1993.

Filed with the Secretary of State October 1, 1993.

93-445

PERINATAL HEALTH WEEK

Whereas, low birthweight infants totaled seven and one-half percent of all births in Illinois in 1990 and 60 percent of all infants who die are born low birthweight; and

Whereas, the risk of low birthweight health defects is many times worse than that for normal birthweight babies; and

Whereas, low birthweight can be largely prevented with relatively inexpensive prenatal care to expectant mothers, since for each dollar spent on comprehensive prenatal care, four dollars is saved in infant health care costs; and

Whereas, 25 percent of all infant deaths could be prevented if mothers received adequate prenatal care; and

Whereas, improvement and accessibility of prenatal care for United States women is a high priority, especially for the National Perinatal Association and its state affiliates; and

Whereas, Illinois is a model state for the promotion of quality care for mothers and babies through programs and organizations such as Healthy Moms/Healthy Kids, Help Me Grow, and the Perinatal Association of Illinois;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim November 1-7, 1993, as PERINATAL HEALTH WEEK in Illinois, and I strongly urge Illinois residents to join me in planning, promoting, and providing for adequate prenatal care.

Issued by the Governor September 22, 1993.

Filed with the Secretary of State October 1, 1993.

93-446

SPIRIT OF LOVE DAY

Whereas, Little City Foundation, a nonsectarian, not-for-profit agency in Chicago, provides programs and services in education, employment, recreation, health, wellness, ability awareness, and residency to children and adults with mental retardation and other developmental challenges; and

Whereas, Little City's 10th annual Spirit of Love dinner honors Bernice Lavin, vice president, secretary and treasurer of Alberto Culver Co.; Barbara Proctor, president and CEO of Proctor and Gardner Advertising; and Mary Ann Rose, president and CEO of Tamar Productions Inc. for their generous contributions to the community; and

Whereas, the proceeds from the Spirit of Love dinner benefit the Karyn Kupcyniet Center of Little City Foundation, which is used for physical therapy and physical conditioning for program participants as well as the outside community;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim October 22, 1993, as SPIRIT OF LOVE DAY in Illinois.

Issued by the Governor September 22, 1993.

Filed with the Secretary of State October 1, 1993.

93-447

SWOOPE MONTH

Whereas, environmental issues are increasingly a concern, and education is a critical step in protecting our environment; and

Whereas, Congress passed the National Environmental Education Act in 1990, which mandated that the United States Environmental Protection Agency establish an Office of Environmental Education; and

Whereas, SWOOPE (Students Watching Over Our Planet Earth), an environmental science education program for students K-12 was created in a partnership between the United States Environmental Protection Agency and the United States Department of Energy; and

Whereas, in a collaborative scientific effort, students participating in SWOOPE conduct studies that are analyzed and evaluated for their significance by scientists; and

Whereas, Illinois recognizes SWOOPE for its innovative approach to education and its ability to excite students about

science, teach them about the environment, and raise the general scientific and environmental literacy of families and communities; and

Whereas, Chicken of the Sea has taken a corporate leadership role in sponsoring and promoting SWOOPE, so that it can be incorporated into school curriculums nationwide, through the "Name the Mermaid and Help Save Our Waterways" campaign;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim October 1993 as SWOOPE MONTH in Illinois and urge citizens and organizations to become interested in educating themselves about the environment and ways of saving it through the information and educational programs available, thus ensuring a brighter future for our children and generations to come.

Issued by the Governor September 22, 1993.
Filed with the Secretary of State October 1, 1993.

93-448

BREAST CANCER AWARENESS MONTH

Whereas, in 1993, more than 8,700 Illinois women will be diagnosed as having breast cancer, the more common form of cancer in women; and

Whereas, many of these women will die from breast cancer; and Whereas, research shows that deaths from breast cancer could be reduced by at least 30 percent of women followed breast cancer screening recommendations, including routine mammography, regular examination by a physician, and monthly self-examination; and

Whereas, all women in Illinois are at risk, yet only a small percentage of them have had a mammogram in the past years;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim October 1993 as BREAST CANCER AWARENESS MONTH in Illinois.

Issued by the Governor September 24, 1993.
Filed with the Secretary of State October 1, 1993.

93-449

CENTER FOR BELGIAN CULTURE DAY

Whereas, western Illinois is home to more than 12,000 people of Belgian origin, the second largest Belgian population in the United States; and

Whereas, the Center for Belgian Culture was founded in 1963 to provide leadership in perpetuating Belgian heritage in the area and to promote knowledge and enjoyment of Belgian culture; and

Whereas, the Center for Belgian Culture is celebrating its 30th anniversary on October 22 in Illinois; and

Whereas, today, the Center for Belgian Culture strives to

foster good will among ethnic groups by making positive efforts to develop pride in cultural heritage through historical and geneological research, social events, language and craft classes, lectures, maintenance of a library of Belgian language materials and cultural items, and sponsorship of trips to Belgium;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim October 22, 1993, as CENTER FOR BELGIAN CULTURE DAY in Illinois.

Issued by the Governor September 24, 1993.

Filed with the Secretary of State October 1, 1993.

93-450

DUTCH-AMERICAN HERITAGE DAY

Whereas, on November 16, 1776, the fort on the Dutch island of St. Eustatius in the Caribbean returned the salute from the American brig of war, The Andrew Doria, as it entered the port, the first salute by a foreign power to the flag of the newly independent United States of America; and

Whereas, this courageous action by the Dutch enhanced the diplomatic credibility of our new nation and gave a strong boost to the morale of our revolutionary troops; and

Whereas, "Dutch-American Heritage Day" is celebrated nationally to call attention to the essential role played by the Netherlands in securing American independence and in stimulating and aiding the growth of the United States as a free nation for the past 216 years;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim November 16, 1993, as DUTCH-AMERICAN HERITAGE DAY in Illinois in recognition of the contributions these ancestors made to the political, economical, and cultural growth of the United States.

Issued by the Governor September 24, 1993.
Filed with the Secretary of State October 1, 1993.

93-451

FAMILY WEEK

"There's no vocabulary for love within a family, love that's lived in but not looked at, love within the light of which all else is seen, the love within which all other love finds speech. This love is silent" T.S. Eliot, The Elder Statesman, 1958

Whereas, the family is the entity that nurtures the values which have made America great. The bonds of familial love are the foundation of our nation's strength; and

Whereas, the trust, duty, respect, and cooperation that are a way of life for family members are traits that reinforce the

fabric and function of all societal units from the neighborhood to the nation. The acceptance of each individual family member's uniqueness, teamed with simultaneous, unified strides to improve gives momentum to our progress as a nation; and

Whereas, appropriately placed with the traditional week of Thanksgiving, National Family Week is a period of thanks for all the contributions the family has made to our country;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim November 21-29, 1993, as FAMILY WEEK in Illinois in conjunction with the national observance.

Issued by the Governor September 24, 1993.

Filed with the Secretary of State October 1, 1993.

93-452

HISPANIC/LATINO MENTAL HEALTH DAY

Whereas, more than 40 million Americans of all ages, races, and ethnic backgrounds suffer from mental health problems; and

Whereas, the resolve and determination of Hispanic people are often tested in their daily struggle to overcome language and other barriers placed before them; and

Whereas, it is important that mental health care services and programs are available to people of all economic and cultural backgrounds; and

Whereas, the American Society of Hispanic Psychiatry is committed to the promotion of multi-disciplinary programs and care for all those in need, realizing the richness of the separate and combined cultures for which our country is recognized;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim October 12, 1993, as HISPANIC/LATINO MENTAL HEALTH DAY in Illinois to increase public awareness and understanding of mental health wellness to all cultures.

Issued by the Governor September 24, 1993.

Filed with the Secretary of State October 1, 1993.

93-453

HOME CARE WEEK

Whereas, comprehensive, affordable, quality health care is a national concern and a top priority for all Illinois citizens; and

Whereas, it is generally recognized that for all persons, including our aging population, many health services can best be provided in the home; and

Whereas, for many people, in-home hospice services are essential to enhance the quality of life; and

Whereas, many physicians and medical experts recommend

patients to be treated in a normal home environment whenever possible; and

Whereas, the Illinois HomeCare Council represents that industry responsible for the in-home quality health care desired by all Illinois residents;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim November 29-December 5, 1993, as HOME CARE WEEK in Illinois.

Issued by the Governor September 24, 1993.

Filed with the Secretary of State October 1, 1993.

93-454

MAMMOGRAPHY DAY

Whereas, mammography is the single best method for detecting breast cancer in women; and

Whereas, early detection is crucial in the treatment of breast cancer; and

Whereas, research shows that few women in Illinois are getting screening mammograms in accordance with nationally accepted guidelines; and

Whereas, it is important that women become aware that they are at risk of breast cancer and that early diagnosis through mammography may save their lives;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim October 19, 1993, as MAMMOGRAPHY DAY in Illinois.

Issued by the Governor September 24, 1993.

Filed with the Secretary of State October 1, 1993.

93-455

PERYAM AND KROLL WEEK

Whereas, in 1957, Dr. David R. Peryam and Beverley J. Kroll founded Peryam & Kroll Research Corporation in Chicago, now one of the nation's most comprehensive consumer product testing firms; and

Whereas, their research built the foundation for the current practice of sensory evaluation used in marketing food and consumer products, making them pioneers in this science; and

Whereas, Dr. David R. Peryam developed the nine-point hedonic scale, the most widely used standard device in measuring a person's reaction to products, as well as other significant testing methods still used today in the industry; and

Whereas, Beverley J. Kroll continues as president to run Peryam & Kroll Research Corporation, one of the first and most efficient marketing/sensory research companies in the country, after the death of Dr. Peryam in November 1992;

Whereas, I, Jim Edgar, Governor of the State of Illinois,

proclaim November 7-13, 1993, as PERYAM AND KROLL WEEK in Illinois.
 Issued by the Governor September 24, 1993.
 Filed with the Secretary of State October 1, 1993.

93-456

SAFE SCHOOLS WEEK

Whereas, schools make substantial contributions to the future of America and to the development of our nation's young people as knowledgeable, responsible, and productive citizens; and
 Whereas, excellence in education is dependent on safe, secure, and peaceful school settings; and
 Whereas, the safety and well-being of many students, teachers, and school staff are unnecessarily jeopardized by crime and violence, such as substance abuse, gangs, bullying, poor discipline, vandalism, and absenteeism in our schools; and
 Whereas, it is the responsibility of all citizens to enhance the learning experience of young people by helping to ensure fair and effective discipline, promote good citizenship, and generally make schools safe and secure; and
 Whereas, our leaders, especially those in education, law enforcement, government, and business, should jointly strive to focus public attention on school safety and identify, develop, and promote innovative answers to critical issues; and
 Whereas, programs of numerous schools and school districts throughout Illinois, along with national programs, are among the keys to focusing public attention on school safety;
 Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim October 17-23, 1993, as SAFE SCHOOLS WEEK in Illinois. I urge all citizens to recognize the importance of safety in our schools.

Issued by the Governor September 24, 1993.

Filed with the Secretary of State October 1, 1993.

93-457

STAMP COLLECTING MONTH

Whereas, stamp collecting is a popular worldwide hobby that can enrich the lives of people everywhere, regardless of their age or economic background; and
 Whereas, stamps record the social, artistic, political, financial, ecological, and scientific achievements of our civilization, as well as the beauties of earth and the discoveries of science; and
 Whereas, the study of these subjects through stamp collecting contributes to the educational value of this hobby for our youth; and

Whereas, several other states, cities, towns, and villages, as well as numerous stamp clubs and civic organizations, will observe a nationwide effort to encourage renewed interest in stamp collecting during the month of October;
 Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim October 1993 as STAMP COLLECTING MONTH in Illinois.

Issued by the Governor September 27, 1993.

Filed with the Secretary of State October 1, 1993.

93-458

CHINESE DOUBLE TEN DAY

Whereas, the Republic of China on Taiwan has made its mark as the 14th largest trading nation in the world, and ranks 7th in outbound investment, 20th in gross national product, and 25th in per capita income; and
 Whereas, the Republic of China on Taiwan and the State of Illinois share a strong tie of friendship through the Sister State Agreement; and
 Whereas, October 10, 1993, denotes the 82nd anniversary of the founding of the Republic of China, a milestone worthy of recognition and celebration; and
 Whereas, Chinese-American citizens have made significant contributions to the social and economic growth of Illinois;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim October 10, 1993, as CHINESE DOUBLE TEN DAY in Illinois and encourage all Illinois to join in this observance and to show appreciation for the contributions of the Chinese-American citizens of our state.

Issued by the Governor September 28, 1993.

Filed with the Secretary of State October 1, 1993.

93-459

FAMILY HEALTH MONTH

Whereas, Illinois family physicians have a history of dedication to our health and well-being and a continued commitment to upgrade the quality of available medical care; and
 Whereas, family practice is the specialty that provides training in the treatment of all age groups and organ systems, as well as in obstetrical care which is so needed in the state's many medically underserved areas; and
 Whereas, family physicians believe prevention and early diagnosis of healthcare problems provide a better chance for complete cure and recovery and the most timely and cost-effective of healthcare delivery; and
 Whereas, the Illinois Academy of Family Physician is committed to making family physicians available to all citizens

ILLINOIS REGISTER

18269

93

of our state to promote the importance of regular checkups and wellness;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim October 1993 as FAMILY HEALTH MONTH in Illinois.

Issued by the Governor September 28, 1993.

Filed with the Secretary of State October 1, 1993.

93-460

PET MONTH

Whereas, the Illinois State Veterinary Medical Association (ISVMA) and its member veterinarians dedicate their efforts and resources to the health, safety, and well-being of animals; and

Whereas, it is the objective of the ISVMA to advance the science of veterinary medicine, including its relationship to public health, biological sciences, and agriculture; and

Whereas, the ISVMA is a voice in Illinois for the profession in presenting its views to government, academia, agriculture, pet owners, the media, and the public; and

Whereas, the ISVMA maintains an ongoing working relationship with the Department of Professional Regulation, Public Health, Agriculture and the University of Illinois, College of Veterinary Medicine; and

Whereas, it is estimated that there are more than 4,455,000 domesticated dogs and cats in Illinois;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim October 1993 as PET MONTH in Illinois.

Issued by the Governor September 28, 1993.

Filed with the Secretary of State October 1, 1993.

THIS PAGE LEFT BLANK INTENTIONALLY

ACTION CODES	
A - Adopted Rule	P - Proposed Rule
AR - Adopted Repealer	PP - Prohibited Filing Order by JCAR*
C - Notice of Corrections	PP - Peremptory or Court Ordered Rules
CC - Codification Changes	PR - Proposed Repealer
E - Emergency Rule	R - Refusal to meet JCAR Objection
ER - Emergency Repealer	RC - Statement of Recommendation
M - Modification to meet JCAR objections	S - Suspension ordered by JCAR
O - JCAR Statement of Objections	W - Withdrawal to meet JCAR Objections
RQ - Request for Correction	
EC - Expedited Corrections	

*Joint Committee on Administrative Rules

ALL RULES ARE LISTED BY PART NUMBER AND HEADING ONLY. (FOR ACTION ON SPECIFIC SECTIONS, PLEASE REFER TO THE SECTIONS AFFECTED INDEX.) IF THERE ARE ANY QUESTIONS, PLEASE CONTACT THE ADMINISTRATIVE CODE DIVISION AT (217) 782-9786.

ABANDONED MINED LANDS RECLAMATION COUNCIL

4 Ill. Adm. Code 1000 Americans With Disabilities Act Grievance Procedure (A-20092/92; CC-1673)

AGING, DEPARTMENT ON

89 Ill. Adm. Code 240 Community Care Program (P-12251/92; A-224) (P-15203/92; A-6090) (P-14225)
89 Ill. Adm. Code 220 General Programmatic Requirements (P-883; A-8472) (E-1179)

AGRICULTURE, DEPARTMENT OF

4 Ill. Adm. Code 550 Americans With Disabilities Act Grievance Procedure (A-11744/92; CC-1673)
8 Ill. Adm. Code 110 Animal Diagnostic Laboratory Act (P-14717)
8 Ill. Adm. Code 75 Bovine Brucellosis (P-14728)
8 Ill. Adm. Code 257 Cooperative Groundwater Protection Program (P-14288)
8 Ill. Adm. Code 20 Definitions (P-14739)
8 Ill. Adm. Code 85 Diseased Animals (E-14052) (P-14747)
8 Ill. Adm. Code 65 Egg & Egg Products Act (P-527; A-6749)
8 Ill. Adm. Code 116 Equine Infectious Anemia Control (P-14761)
8 Ill. Adm. Code 700 Farm Preservation Act (P-9781)
8 Ill. Adm. Code 590 Feeder Swine Dealer Licensing (P-14765)
8 Ill. Adm. Code 115 III. Pseudorabies Control Act (E-5906) (P-6373; A-14006)
8 Ill. Adm. Code 256 Lawncare Wash Water & Rinsate Collection (P-14975/92; A-2189)
8 Ill. Adm. Code 40 Livestock Auction Markets (P-14769)
8 Ill. Adm. Code 610 Livestock Dealer Licensing (P-14775)
8 Ill. Adm. Code 125 Meat & Poultry Inspection Act (PP-2063) (PP-15725) (PP-16238) (PP-18215)
8 Ill. Adm. Code 290 Standardbred & Thoroughbred Horse Breeding & Racing Programs, III. (P-8347; W-13812)
8 Ill. Adm. Code 750 Sustainable Agriculture (P-1251; A-6965)
8 Ill. Adm. Code 105 Swine Disease Control & Eradication Act (E-5910) (P-6377; A-14010) (P-14781)

ALCOHOLISM AND SUBSTANCE ABUSE, DEPARTMENT OF
4 Ill. Adm. Code 500 Americans With Disabilities Act Grievance Procedure (A-11426/92; CC-1673)
77 Ill. Adm. Code 2056 Driving Under the Influence Programs (P-4567/92; A-15917/92; RQ-17493)
77 Ill. Adm. Code 2090 Subacute Alcoholism & Substance Abuse Treatment Services (P-8599)
77 Ill. Adm. Code 2080 Triplicate Prescription Control Program (P-11367/92; O-16691/92; M-11872; A-11424)

ATTORNEY GENERAL

4 Ill. Adm. Code 125 Americans With Disabilities Act Grievance Procedure (P-2283/92; A-1811)

AUDITOR GENERAL

4 Ill. Adm. Code 1125 Americans With Disabilities Act Grievance Procedure (P-4523; A-11435)

BANKS AND TRUST COMPANIES, COMMISSIONER OF

4 Ill. Adm. Code 375 Americans With Disabilities Act Grievance Procedure (A-15976/92; CC-1673)

CAPITAL DEVELOPMENT BOARD

4 Ill. Adm. Code 725 Americans With Disabilities Act Grievance Procedure (A-11432/92; CC-1673)
71 Ill. Adm. Code 500 Asbestos Abatement Authority Act Procedures (P-3917; A-17908)

CARNIVAL-AMUSEMENT SAFETY BOARD

56 Ill. Adm. Code 6000 Carnival & Amusement Ride Inspection Law (P-3922; RC-14185; A-14910)

CENTRAL MANAGEMENT SERVICES, DEPARTMENT OF

44 Ill. Adm. Code 5000 Acquisition, Management & Disposal of Real Property (P-11378/92; A-1006) (P-2105; A-10753) (E-2361) (P-15217) (E-15653)
80 Ill. Adm. Code 303 Conditions of Employment (P-19285/92; A-5587)
74 Ill. Adm. Code 900 Joint Rules of the Comptroller & the Dept. of Central Management Services: Prompt Payment (P-10677) (E-11168)

80 Ill. Adm. Code 2160 Local Government Health Plan (P-3577; A-11441)
80 Ill. Adm. Code 302 Merit & Fitness (P-17187/92; A-3169) (P-14788)
80 Ill. Adm. Code 310 Pay Plan (P-191; C-672; A-13409) (P-13679/92; A-238) (PP-498) (P-13179/92; A-590) (P-14001/92; A-1819) (P-18139/92; A-6441) (P-7605) (P-12481) (E-12900) (P-13657) (E-13789) (P-14314) (E-14666)
80 Ill. Adm. Code 2650 Solicitation for Charitable Payroll Deductions (P-2449)
44 Ill. Adm. Code 1 Standard Procurement (P-12808/92; A-600) (P-3926; A-14576)

CHILDREN AND FAMILY SERVICES, DEPARTMENT OF

89 Ill. Adm. Code 304 Access to & Eligibility for Child Welfare Services (P-7545/92; A-251)
89 Ill. Adm. Code 336 Appeal of Child Abuse & Neglect Investigation Findings (P-7963/92; A-1026)
89 Ill. Adm. Code 434 Audits, Reviews & Investigations (P-7115)
89 Ill. Adm. Code 330 Child Custody Investigations & Supervision Related to Custodian or Visitation Judgements (P-1259; A-11457)
89 Ill. Adm. Code 314 Educational Services (P-17593)
89 Ill. Adm. Code 377 Facilities & Programs Exempt from Licensure (P-7553/92; A-259)
89 Ill. Adm. Code 354 Facility Amusement Funds (PR-8099; AR-17913)
89 Ill. Adm. Code 407 Licensing Standards for Day Care Centers (P-11955)
89 Ill. Adm. Code 406 Licensing Standards for Day Care Homes (P-11964)

Vol. 17, Issue #42	ILLINOIS REGISTER CUMULATIVE INDEX	October 15, 1993
CHILDREN AND FAMILY SERVICES, DEPARTMENT OF (CONT'D)		
89 III. Adm. Code 402	Licensing Standards for Foster Family Homes (P-11707/92; A-267)	
89 III. Adm. Code 408	Licensing Standards for Group Day Care Homes (P-11976)	
89 III. Adm. Code 378	Multiple Licensure (PR-7561/92; AR-272)	
89 III. Adm. Code 356	Rate Setting (P-10679)	
89 III. Adm. Code 335	Relative Home Placement (P-6681) (P-12254/92; A-13420)	
89 III. Adm. Code 300	Reports of Child Abuse (P-15218) (E-15658)	
89 III. Adm. Code 309	Review & Appeal Process (PR-7982/92; AR-1044)	
89 III. Adm. Code 337	Service Appeal Process (P-7999/92; A-1046)	
89 III. Adm. Code 302	Services Delivered by the Department (P-7565/92; A-274) (P-11979/92; A-11979) (P-2460) (E-2513)	
89 III. Adm. Code 376	Standards for Department Facilities (PR-8104; AR-17915)	
COMMERCE AND COMMUNITY AFFAIRS, DEPARTMENT OF		
4 III. Adm. Code 575	Americans With Disabilities Act Grievance Procedure (A-14621/92; CC-1673)	
47 III. Adm. Code 125	Emergency Community Services Homeless Grant Program (P-18879/92; A-6180)	
47 III. Adm. Code 160	Emergency Shelter Grants Program (P-15747)	
14 III. Adm. Code 520	Enterprise Zone Program (P-13691/92; A-1837) (P-9791)	
14 III. Adm. Code 510	III. Promotion Act Programs (P-14318)	
47 III. Adm. Code 100	Low Income Home Energy Assistance Program (P-16707/92 A-3836)	
56 III. Adm. Code 2600	Service Delivery System & State Responsibilities (P-7120/92; A-6483)	
1 III. Adm. Code 300	Small Business Impact Analysis Procedures (P-11391/92; A-1511)	
47 III. Adm. Code 130	State Administration of the III. Neighborhood Corps Program (PR-1; A-7212)	
83 III. Adm. Code 745	Tariff Filings (P-10513/92; A-10258)	
COMMERCE COMMISSION, ILLINOIS		
92 III. Adm. Code 1376	Accounting & Financial Record Requirements (P-8630)	
4 III. Adm. Code 400	Americans With Disabilities Act Grievance Procedure (A-12439/92; CC-1673)	
83 III. Adm. Code 305	Construction of Electric Power & Communication Lines (P-2462)	
83 III. Adm. Code 756	Dual Party Relay Service (P-14004/92; A-1848)	
92 III. Adm. Code 1360	Equipment Leases (P-1685)	
83 III. Adm. Code 792	Imputation (P-11988)	
83 III. Adm. Code 590	Minimum Safety Standards for Transportation of Gas & For Gas Pipeline Facilities (P-2466; A-12291)	
83 III. Adm. Code 255	Notice Requirements for Change in Rates for Cooling, Electric, Gas, Heating, Telecommunications, Sewer or Water Services (P-13703/92; A-798)	
83 III. Adm. Code 315	Pole Attachment Rates, Terms & Conditions Applicable to Cable Television Companies & Electric & Telephone Public Utilities (P-202)	
83 III. Adm. Code 280	Procedures for Gas, Electric, Water & Sanitary Sewer Utilities Governing Eligibility for Service, Deposits, Payment Practices & Discontinuance of Service (P-12810/92; A-805) (P-6382)	
83 III. Adm. Code 735	Procedures Governing the Establishment of Credit, Billing Termination of Service & Issuance of Telephone Directories for Telephone Utilities in the State of Ill. (G.O. #218) (P-6386) (P-12483)	
83 III. Adm. Code 275	Promotional Practices of Electric & Gas Public Utilities (P-8269/92; A-98; RQ-2075; EC-3902)	
92 III. Adm. Code 1236	Reinstatement of Revoked Operating Authority (P-9167)	
COMMERCE COMMISSION, ILLINOIS		
ILLINOIS REGISTER CUMULATIVE INDEX		
Vol. 17, Issue #42	October 15, 1993	
83 III. Adm. Code 755	Telecommunications Access for the Hearing & Voice Impaired (P-16709/92; A-5594)	
83 III. Adm. Code 756	Telecommunications Relay Services (P-15605/92; A-12294)	
92 III. Adm. Code 1375	Uniform System of Accounts (P-8635)	
COMMUNITY COLLEGE BOARD, ILLINOIS		
23 III. Adm. Code 1501	Administration of the III. Public Community College Act (P-12274/92; A-1853) (P-6686) (P-11993)	
4 III. Adm. Code 1050	Americans With Disabilities Act Grievance Procedure (P-17399/92; A-4185)	
2 III. Adm. Code 5176	Public Access to Information (CC-6903)	
2 III. Adm. Code 5175	Public Information, Rulemaking and Organization (CC-6904)	
COMMUNITY DEVELOPMENT FINANCE CORPORATION, ILLINOIS		
47 III. Adm. Code 700	By-Laws (P-4530)	
COMPTROLLER		
4 III. Adm. Code 775	Americans with Disabilities Act Grievance Procedure (P-13710/92; A-6499)	
74 III. Adm. Code 330	Joint Rules of the Comptroller & the Dept. of Central Management Services; Prompt Payment (P-10686) (E-11170)	
80 III. Adm. Code 500	Personnel Rules (P-13827)	
CONSERVATION, DEPARTMENT OF		
17 III. Adm. Code 530	Cock Pheasant, Hungarian Partridge, Bobwhite Quail, Rabbit & Crow Hunting (P-7138; A-15534)	
17 III. Adm. Code 830	Commercial Fishing & Musseling in Certain Waters of the State (P-17405/92; A-31177) (E-17263)	
17 III. Adm. Code 950	Dog Training on Department-Owned or -Managed Sites (P-6390; A-13447)	
17 III. Adm. Code 730	Dove Hunting (P-4539; A-10761)	
17 III. Adm. Code 590	Duck, Goose & Coot Hunting (E-1658) (4554; A-16443)	
17 III. Adm. Code 1536	Forestry Development Cost-Share Program (P-8107; A-16485)	
17 III. Adm. Code 510	General Hunting & Trapping on Department-Owned or -Managed Sites (P-4601; A-10775)	
17 III. Adm. Code 1010	III. List of Endangered & Threatened Fauna (P-16273)	
17 III. Adm. Code 1050	III. List of Endangered & Threatened Flora (P-4608; A-10781) (P-16285)	
17 III. Adm. Code 4000	Management of Nature Preserves (P-12005)	
17 III. Adm. Code 570	Muskrat, Mink, Raccoon, Opossum, Striped Skunk, Weasel, Red Fox, Gray Fox, Coyote, Beaver & Woodchuck (Groundhog) Trapping (P-4611; A-10785) (P-12038)	
17 III. Adm. Code 220	North Point Marina (P-19993/92; A-6760)	
17 III. Adm. Code 1070	Possession of Specimens or Products of Endangered or Threatened Species (P-12041)	
17 III. Adm. Code 550	Raccoon, Opossum, Striped Skunk, Red Fox, Gray Fox, Coyote & Woodchuck (Groundhog) Hunting (P-4622; A-10795)	
17 III. Adm. Code 810	Sport Fishing Regulations for the Waters of Ill. (P-17414/92; A-3853; E-5915) (P-4636; A-10806)	
17 III. Adm. Code 690	Squirrel Hunting (P-4672; A-10842)	
CONSERVATION, DEPARTMENT OF (CONT'D)		

17 Ill. Adm. Code 720 Taking of Wild Turkeys-Fall Archery Season, The (P-15260/92; A-281) (P-4680; A-10850)

17 Ill. Adm. Code 715 Taking of Wild Turkeys-Fall Gun Season (P-4689; A-10858)

17 Ill. Adm. Code 710 Taking of Wild Turkeys-Spring Season, The (P-18181/92; A-3184)

17 Ill. Adm. Code 670 White-Tailed Deer Hunting by Use of Bow and Arrow (P-15265/92; A-286) (P-4698; A-13452)

17 Ill. Adm. Code 650 White-Tailed Deer Hunting by Use of Firearms (P-4718; A-13468)

17 Ill. Adm. Code 680 White-Tailed Deer Hunting by Use of Handguns (P-12055)

17 Ill. Adm. Code 660 White-Tailed Deer Hunting Season by Use of Muzzleloading Rifles (P-4742; A-10865)

17 Ill. Adm. Code 740 Woodchuck, Snipe, Rail & Teal Hunting (P-4757; A-10877)

CORRECTIONS, DEPARTMENT OF

20 Ill. Adm. Code 440 Advocacy Services (PR-16371/92; AR-1519)

4 Ill. Adm. Code 475 American With Disabilities Act Grievance Procedure (A-10423/92; CC-1673)

20 Ill. Adm. Code 420 Assignment of Committed Persons (E-16208)

20 Ill. Adm. Code 460 Impact Incarceration Program (E-16212)

20 Ill. Adm. Code 107 Records of Committed Persons (E-16215)

20 Ill. Adm. Code 525 Rights & Privileges (PP-1666; RQ-9150; C-10013; EC-11903) (PP-8069)

20 Ill. Adm. Code 502 Safety, Maintenance & Sanitation (P-6394)

20 Ill. Adm. Code 405 School District #428 (E-16227)

20 Ill. Adm. Code 501 Security (P-8396)

CRIMINAL JUSTICE INFORMATION AUTHORITY

4 Ill. Adm. Code 150 Americans With Disabilities Act Grievance Procedure (P-1263)

DEVELOPMENT FINANCE AUTHORITY, ILLINOIS

14 Ill. Adm. Code 1230 Employee Ownership Assistance Program (P-9222/92; A-1859)

EDUCATION, STATE BOARD OF

2 Ill. Adm. Code 5001 Access to Information of the State Board of Education Under the Freedom of Information Act (A-14913)

23 Ill. Adm. Code 610 Article 34 School & Subdistrict Councils (PR-17603)

23 Ill. Adm. Code 210 Learning Assessment & School Improvement Plans (PR-10061)

23 Ill. Adm. Code 451 Private Business & Vocational Schools (P-12062)

23 Ill. Adm. Code 1 Public Schools Evaluation, Recognition & Supervision (P-8684/92; A-18010/92; EC-3553) (P-10079)

23 Ill. Adm. Code 550 Reorganization Committees (PR-17611)

23 Ill. Adm. Code 226 Special Education (P-13231) (E-13622)

23 Ill. Adm. Code 228 Transitional Bilingual Education (P-9253/92; A-104)

23 Ill. Adm. Code 245 Urban Education Partnership Program (P-10131)

EDUCATIONAL FACILITIES AUTHORITY, ILLINOIS

23 Ill. Adm. Code 2310 Functions & Planning Program (P-1691; A-9680)

EDUCATIONAL LABOR RELATIONS BOARD, ILLINOIS

4 Ill. Adm. Code 900 Americans With Disabilities Act Grievance Procedure (P-9273/92; A-9887)

ELECTIONS, STATE BOARD OF

26 Ill. Adm. Code 100 Campaign Finance Act, The (P-14333)

2 Ill. Adm. Code 1551 Freedom of Information (A-16500)

26 Ill. Adm. Code 207 Miscellaneous (P-14342)

EMERGENCY MANAGEMENT AGENCY, ILLINOIS

29 Ill. Adm. Code 1310 Emergency Management Assistance Program (P-13843)

29 Ill. Adm. Code 1300 Emergency Services & Disaster Agencies: Establishment, Accreditation, & Workers' Compensation (P-13856)

29 Ill. Adm. Code 300 Local Emergency Services & Disaster Agencies: Establishment, Jurisdiction, & Accreditation (PR-13865)

29 Ill. Adm. Code 510 Workers' Compensation Coverage (PR-13875)

EMPLOYMENT SECURITY, DEPARTMENT OF

4 Ill. Adm. Code 1025 Americans With Disabilities Act Grievance Procedure (P-13188/92; A-8802)

56 Ill. Adm. Code 2865 Claimant's Availability For Work, Ability To Work & Active Search For Work (P-6907; A-17917)

56 Ill. Adm. Code 2840 Claimant's Reason For Separation From Work (P-886; A-10270) (P-8403; A-17929)

56 Ill. Adm. Code 2720 Claims, Adjudication, Appeals & Hearings (P-6919; A-17937) (P-16313)

56 Ill. Adm. Code 2770 Determination of Unemployment Contributions (P-15625/92; A-295) (P-17628)

56 Ill. Adm. Code 2732 Employment (P-211; A-8809) (P-5985; A-17947)

56 Ill. Adm. Code 2712 General Application (P-17853/92; A-3194)

56 Ill. Adm. Code 2760 Notices, Records, Reports (E-13798) (P-16319)

56 Ill. Adm. Code 2765 Payment of Unemployment Contributions, Interest & Penalties (P-12006/92; A-308) (P-15638/92; A-614) (P-2523; A-10275) (E-13801)

ENVIRONMENTAL PROTECTION AGENCY

4 Ill. Adm. Code 925 Americans With Disabilities Act Grievance Procedure (P-10534/92; A-8162)

35 Ill. Adm. Code 254 Annual Emissions Report (P-17195/92; A-7782)

35 Ill. Adm. Code 270 Clean Air Act Permit Program Procedures (P-16325)

35 Ill. Adm. Code 183 Joint Rules of the Ill. Environmental Protection Agency, the Ill. Department of Public Health & the Ill. Department of Nuclear Safety: Certification & Operation of Environmental Laboratories (P-12659/92; A-12319)

32 Ill. Adm. Code 332 Licensing Requirements for Source Material Milling Facilities (P-10701)

35 Ill. Adm. Code 320 Permit Fees for Installing or Extending Sewers (P-2469; A-11461)

35 Ill. Adm. Code 858 Procedures for Operation of the Non-Hazardous Solid Waste Fee System (P-4621/92; A-4190)

35 Ill. Adm. Code 876 Processing of Claims for Payment from the Underground Storage Tank Fund (E-16191/92; O-18856/92; RC-18857/92; M-2438)

35 Ill. Adm. Code 252 Public Participation in the Air Pollution Control Permit Program (P-18139/92; A-9684)

35 Ill. Adm. Code 253 Public Participation in the Air Pollution Permit Program (P-18139/92; A-9698)

FARM DEVELOPMENT AUTHORITY, ILLINOIS	
8 Ill. Adm. Code 1400	Ill. Farm Development Authority (P-8297/92; A-3618) (P-3956; A-15808)
FINANCIAL INSTITUTIONS, DEPARTMENT OF	
38 Ill. Adm. Code 190	Ill. Credit Union Act (P-6599; W-13197)
38 Ill. Adm. Code 130	Schedules of Maximum Rates to be Charged for Check Cashing & Writing of Money Orders by Community & Ambulatory Currency Exchanges (P-6929)
38 Ill. Adm. Code 180	Uniform Disposition of Unclaimed Property Act (P-14006/92; A-123) (P-5990; A-9893) (E-6321)
FIRE MARSHAL, OFFICE OF THE STATE	
4 Ill. Adm. Code 200	Americans With Disabilities Act Grievance Procedure (P-1954/92; A-2200)
41 Ill. Adm. Code 120	Boiler & Pressure Vessel Safety (P-19291/92; A-14917)
41 Ill. Adm. Code 280	Fire Equipment Administrative Procedures (P-15665/92; A-7214)
41 Ill. Adm. Code 100	Fire Prevention & Safety (P-15681/92; PF-8083; W-10010)
41 Ill. Adm. Code 140	Policy & Procedures Manual for Fire Protection Personnel (P-14017/92; W-9752) (E-11181) (P-14352)
41 Ill. Adm. Code 170	Storage, Transportation, Sale & Use of Petroleum & Other Regulated Substances (E-1186)
GAMING BOARD, ILLINOIS	
86 Ill. Adm. Code 3000	Riverboat Gambling (P-51/92; A-11510)
HEALTH CARE COST CONTAINMENT COUNCIL, ILLINOIS	
77 Ill. Adm. Code 2510	Data Collection (P-18913/92; A-9700) (P-1695) (E-2031) (E-14112)
77 Ill. Adm. Code 2530	Hospital Price Information (E-14172)
77 Ill. Adm. Code 2540	Penalties (P-18915/92; A-9713)
77 Ill. Adm. Code 2510	Special Studies & Analyses (P-1695; A-9896)
HEARING AID CONSUMER PROTECTION BOARD	
77 Ill. Adm. Code 3000	Hearing Aid Protection Continuing Education Requirements (P-13463/92; A-8817)
HIGHER EDUCATION, BOARD OF	
4 Ill. Adm. Code 975	Americans With Disabilities Act Grievance Procedure (A-19806/92; CC-1673)
23 Ill. Adm. Code 1020	Health Services Education Grants Act (PR-17639)
HISTORIC PRESERVATION AGENCY, ILLINOIS	
17 Ill. Adm. Code 4180	Rules for Review of State Agency Undertakings (P-13718/92; A-1521)
HOUSING DEVELOPMENT AUTHORITY, ILLINOIS	
4 Ill. Adm. Code 700	Americans with Disabilities Act Grievance Procedure (P-15684/92; A-6507)
47 Ill. Adm. Code 310	Multifamily Rental Housing Mortgage Loan Program (P-13659) (E-13805)
47 Ill. Adm. Code 370	National Affordable Housing Act (HOME) Program (P-11713/92; A-319)
HUMAN RIGHTS, DEPARTMENT OF	
56 Ill. Adm. Code 2520	Procedural (P-10; A-15556)
INDUSTRIAL COMMISSION, ILLINOIS	
4 Ill. Adm. Code 225	Americans With Disabilities Grievance Procedure (P-7749/92; A-2945)
50 Ill. Adm. Code 7020	Pre-Arbitration (P-14511/92; A-2206)
INSURANCE, DEPARTMENT OF	
50 Ill. Adm. Code 1408	Actuarial Opinion & Memorandum (P-8735/92; A-4195)
50 Ill. Adm. Code 920	Actuarial Qualification (PR-2530; AR-15831)
50 Ill. Adm. Code 927	Anticipated Salvage & Subrogation Recoverable (P-2106; A-15834)
50 Ill. Adm. Code 932	Automobile Anti-Theft Mechanisms (P-7279/92; O-1240; M-6893; A-6768)
50 Ill. Adm. Code 1250	Corrective Orders (P-3985)
50 Ill. Adm. Code 805	Financial Futures Contracts (P-42; A-6775) (E-154)
50 Ill. Adm. Code 2013	Group Coverage Discontinuance & Replacement (P-10375/92; A-1525)
50 Ill. Adm. Code 2015	Infertility Coverage (P-696; A-8170)
50 Ill. Adm. Code 904	Internal Security Standard & Fidelity Bona (P-3993; A-15584)
50 Ill. Adm. Code 1103	Life Reinsurance Agreements (P-8411)
50 Ill. Adm. Code 2012	Long-Term Care Insurance (P-11279)
50 Ill. Adm. Code 939	Medical Liability Insurance Loss Reports (P-4768; A-15838)
50 Ill. Adm. Code 2008	Minimum Standards for Individual & Group Medicare Supplement Insurance (P-18917/92; A-11469)
50 Ill. Adm. Code 802	Purchasing & Selling Call & Put Options Contracts (P-44; A-6783) (E-163)
50 Ill. Adm. Code 916	Required Procedure for Filing & Securing Approval of Life Insurance, Annuity, & Accident & Health Insurance, Voluntary Health Service Plans, Vision Service Plan, Dental Service Plans, Pharmaceutical Service Plans, Limited Health Service Organizations & Health Maintenance Organizations Policy Forms; (P-5992; A-15853)
50 Ill. Adm. Code 6201	Requirements (P-14073)
JOINT COMMITTEE ON ADMINISTRATIVE RULES	
1 Ill. Adm. Code 260	Complaint Review (CC-5960) (P-13233)
1 Ill. Adm. Code 245	Expedited Corrections (CC-5962) (P-13248)
1 Ill. Adm. Code 250	Five-Year Evaluation of all Existing Rules (CC-5964) (P-13257)
1 Ill. Adm. Code 210	General Policies (CC-5965) (P-13268)
1 Ill. Adm. Code 230	Review of Emergency Rulemaking (CC-5967) (P-13274)
1 Ill. Adm. Code 240	Review of Peremptory Rulemaking (CC-5969) (P-13294)
1 Ill. Adm. Code 220	Review of Proposed Rulemaking (CC-5971) (P-13307)
LABOR, DEPARTMENT OF	
56 Ill. Adm. Code 350	Health & Safety (P-3780/92; O-180; R-1239; A-1074) (E-7072)
LABOR RELATIONS BOARD, ILLINOIS STATE/ILLINOIS LOCAL	
80 Ill. Adm. Code 1200	General Procedures (P-3703; A-15588)
80 Ill. Adm. Code 1230	Impasse Resolution (P-3718; A-15599)
80 Ill. Adm. Code 1210	Representation Proceedings (P-3734; A-15612)
80 Ill. Adm. Code 1220	Unfair Labor Practice Proceedings (P-3755; A-15628)
LOTTERY, DEPARTMENT OF THE	
11 Ill. Adm. Code 1770	Lottery (General) (P-16738/92; C-8074)

MINES AND MINERALS, DEPARTMENT OF (CONT'D)
62 Ill. Adm. Code 1783 Underground Mining Permit Applications--Minimum Requirements for Information on Environmental Resources (P-10849/92; A-11131)
62 Ill. Adm. Code 1784 Underground Mining Permit Applications--Minimum Requirements for Reclamation & Operation Plan (P-10853/92; A-11135)

NATURE PRESERVES COMMISSION, ILLINOIS
17 Ill. Adm. Code 4000 Management of Nature Preserves (P-12005; C-16249)

NUCLEAR SAFETY, DEPARTMENT OF
32 Ill. Adm. Code 333 Fees for Calibration Services (P-9797)
32 Ill. Adm. Code 310 General Provisions (P-3787)
32 Ill. Adm. Code 195 Joint Rules of the Ill. Environmental Protection Agency, the Ill. Department of Public Health & the Ill. Department of Nuclear Safety: Certification & Operation of Environmental Laboratories (P-12756/92; A-12407)

32 Ill. Adm. Code 330 Licensing of Radioactive Material (P-14417)
32 Ill. Adm. Code 332 Licensing Requirements for Source Material Milling Facilities (P-10701)
32 Ill. Adm. Code 400 Notices, Instructions & Reports to Workers; Inspections (P-8655)

32 Ill. Adm. Code 390 Particle Accelerators (P-8666)
32 Ill. Adm. Code 410 Radiation Inspectors & Inspections (P-19473/92; A-17953)

32 Ill. Adm. Code 350 Radiation Safety Requirements for Industrial Radiographic Operations (P-13882)
32 Ill. Adm. Code 351 Radiation Safety Requirements for Wireline Service Operations & Subsurface Tracer Studies (P-8674)

32 Ill. Adm. Code 320 Registration of Radioactive Materials, Radiation Machine, & Radiation Installations (P-8693)

32 Ill. Adm. Code 505 Safe Operation of Nuclear Facility Boilers & Pressure Vessels (P-15220) (E-15667)

32 Ill. Adm. Code 340 Standards for Protection Against Radiation (PR-3997) (P-4070)
32 Ill. Adm. Code 341 Transportation of Radioactive Material (P-13933)

32 Ill. Adm. Code 335 Use of Radionuclides in the Healing Arts (E-9099)
32 Ill. Adm. Code 360 Use of X-Rays in the Healing Arts Including Medical, Dental, Podiatry & Veterinary Medicine (P-19493/92; A-17972)

PLANNING COUNCIL ON DEVELOPMENTAL DISABILITIES, ILLINOIS
4 Ill. Adm. Code 800 Americans With Disabilities Act Grievance Procedure (P-11988/92; A-11143)
59 Ill. Adm. Code 400 Grants (P-11996/92; A-11151)

POLLUTION CONTROL BOARD
35 Ill. Adm. Code 1421 Activity Standards (P-19615/92; A-10392)
35 Ill. Adm. Code 211 Definitions & General Provisions (P-4782; A-16504) (P-12491) (P-13354)
35 Ill. Adm. Code 1422 Design & Operation of Facilities (P-20002/92; O-8084; M-10007; A-9911)
35 Ill. Adm. Code 304 Effluent Standards (P-15223)
35 Ill. Adm. Code 615 Existing Activities In A Setback Zone or Regulated Recharge Area (P-16465/92; A-1871)

35 Ill. Adm. Code 604 Finished Water & Raw Water Quality & Quantity (PR-7621; AR-12648)
35 Ill. Adm. Code 1420 General Provisions (P-19625/92; A-9947)
35 Ill. Adm. Code 738 Hazardous Waste Injection Restrictions (P-16770/92; A-6190) (P-8423; A-15641)

MENTAL HEALTH AND DEVELOPMENTAL DISABILITIES, DEPARTMENT OF
59 Ill. Adm. Code 101 Administration (P-10688)
59 Ill. Adm. Code 122 Certification Under Medicaid Rehabilitation Option for Early Intervention Programs (P-15691/92; RC-3688; A-4236)
59 Ill. Adm. Code 121 Early Intervention Program (P-15715/92; RC-3689; A-4261)
59 Ill. Adm. Code 103 Grants (P-14078/92; A-10282)
59 Ill. Adm. Code 119 Minimum Standards for Certification of Developmental Training Programs (P-6397)

MINES AND MINERALS, DEPARTMENT OF
62 Ill. Adm. Code 1847 Administrative & Judicial Review (P-10596/92; A-10887)
62 Ill. Adm. Code 1775 Administrative & Judicial Review of Decisions (PR-10590/92; AR-10907)
62 Ill. Adm. Code 1761 Areas Designated by Act of Congress (P-10596/92; A-10909)
62 Ill. Adm. Code 1800 Bonding & Insurance Requirements for Surface Coal Mining & Reclamation Operations (P-10607/92; A-10916)

62 Ill. Adm. Code 1845 Civil Penalties (P-10619/92; A-10926)
62 Ill. Adm. Code 1702 Exemption for Coal Extraction Incidental to the Extraction of Other Minerals (P-10631/92; A-10936)

62 Ill. Adm. Code 1777 General Content Requirements for Permit Applications (P-10640/92; A-10943)
62 Ill. Adm. Code 1701 General Definitions (P-10644/92; A-10947)

62 Ill. Adm. Code 1848 General Rules Relating to Procedure & Practice (P-10669/92; A-10973)
62 Ill. Adm. Code 240 Ill. Oil & Gas Act, The (E-1195) (P-13722/92; A-2217) (P-3771; A-14097)

62 Ill. Adm. Code 1846 Individual Civil Penalties (P-10691/92; A-10997)
62 Ill. Adm. Code 1816 Permanent Program Performance Standards--Surface Mining Activities (P-10695/92; A-11001)

62 Ill. Adm. Code 1817 Permanent Program Performance Standards--Underground Mining Operations (P-10726/92; A-11031)
62 Ill. Adm. Code 1778 Permit Applications--Minimum Requirements for Legal, Financial, Compliance, & Related Information (P-10758/92; A-11027)

44 Ill. Adm. Code 610 Plugging & Restoration Contracts (P-1697; A-8176)
62 Ill. Adm. Code 1772 Requirements for Coal Exploration (P-10762/92; A-11058)

62 Ill. Adm. Code 1773 Requirements for Permits & Permit Processing (P-10768/92; A-11063)
62 Ill. Adm. Code 1785 Requirements for Permits for Special Categories of Mining (P-10784/92; A-11075)

62 Ill. Adm. Code 1705 Restriction on Financial Interests of State Employees (P-10790/92; A-11080)
62 Ill. Adm. Code 1774 Revision; Renewal; & Transfer, Assignment, or Sale of Permit Rights (P-10793/92; A-11083)

62 Ill. Adm. Code 1827 Special Permanent Program Performance Standards--Coal Preparation Plants Not Located Within the Permit Area of a Mine (P-10803/92; A-11091)

62 Ill. Adm. Code 1843 State Enforcement (P-10807/92; A-11095)
62 Ill. Adm. Code 1764 State Processes for Designating Areas Unsuitable for Surface coal Mining Operations (P-10831/92; A-11114)

62 Ill. Adm. Code 1779 Surface Mining Permit Applications--Minimum Requirements for Information on Environmental Resources (P-10835/92; A-11118)

62 Ill. Adm. Code 1780 Surface Mining Permit Applications--Minimum Requirements for Reclamation & Operation Plan (P-10839/92; A-11122)

ILLINOIS REGISTER			CUMULATIVE INDEX		October 15, 1993
Vol. 17, Issue #42					October 15, 1993
PROFESSIONAL REGULATION, DEPARTMENT OF (CONT'D)					
68 III. Adm. Code 1250	Funeral Directors & Embalmers Act (P-11315)				
68 III. Adm. Code 1150	III. Architecture Practice Act of 1989 (P-17042/92; A-1554) (P-11337)				
68 III. Adm. Code 1220	III. Dental Practice Act (P-15762/92; A-1559) (P-1708) (P-8127; A-15890) (E-8309)				
68 III. Adm. Code 1300	III. Nursing Act of 1987 (P-16484/92; A-1572)				
68 III. Adm. Code 1340	III. Physical Therapy Act (P-8444; A-14606)				
68 III. Adm. Code 1270	III. Professional Land Surveyor Act of 1989 (P-14550)				
68 III. Adm. Code 1465	III. Speech-Language Pathology & Audiology Practice Act, The (P-890)				
68 III. Adm. Code 1285	Medical Practice Act of 1987 (P-9624; A-17191)				
68 III. Adm. Code 1310	Nursing Home Administrators Licensing & Disciplinary Act (P-8139; A-17220)				
68 III. Adm. Code 1320	Optometric Practice Act of 1987 (P-6729; A-18096) (P-14559)				
68 III. Adm. Code 1240	Private Detective, Private Alarm & Private Security Act of 1983 (P-15775/92; A-1579)				
68 III. Adm. Code 1430	Public Accounting Act (Professional Conduct) (P-4141A-13487)				
68 III. Adm. Code 1455	Real Estate Appraiser Certification (P-15785/92; A-1589) (P-6612; A-13494) (E-6668) (P-16379)				
68 III. Adm. Code 1480	Structural Engineering Licensing Act of 1989, The (P-4149; A-11162)				
PUBLIC AID, DEPARTMENT OF					
89 III. Adm. Code 112	Aid to Families With Dependent Children (P-46) (P-3335/92; A-357) (P-13381/92; A-813) (P-14522/92; A-813) (P-15277/92; A-2253) (P-18216/92; A-4312) (P-5436; A-15017) (P-6026; A-15017) (E-6325) (P-19642/92; A-6792) (P-7745; A-15017) (P-10705)				
89 III. Adm. Code 113	Aid to the Aged, Blind or Disabled (P-702; A-6804) (P-13383/92; A-827) (P-13380) (P-14999/92; A-2263) (P-14533/92; A-3202) (P-17047/92; A-4322) (P-17457/92; P-6804) (P-7755; A-14612)				
89 III. Adm. Code 110	Application Process (P-13207/92; A-640)				
89 III. Adm. Code 111	Assistance Standards (P-16491/92; A-3213)				
89 III. Adm. Code 160	Child Support Enforcement (P-8892/92; A-2272) (P-3820) (P-12067) (P-12573) (P-15229)				
89 III. Adm. Code 165	Collections & Recoveries (P-2110; A-8187) (P-6614; RC-14186; A-18113)				
89 III. Adm. Code 116	Crisis Assistance (P-13764/92; A-1078) (P-12092)				
89 III. Adm. Code 170	Demonstration Programs (P-10736)				
89 III. Adm. Code 144	Developmental Disabilities Service (P-899; A-8478) (P-2477; A-11480) (P-14796) (E-15126)				
89 III. Adm. Code 149	Diagnosis Related Grouping (DRG) Prospective Payment System (PPS) (P-14535/92; A-3217) (P-9829) (P-15243) (E-17275)				
89 III. Adm. Code 121	Food Stamps (P-13385/92; A-644) (P-15813/92; A-4333) (P-7165; A-14625) (P-14798) (E-15149) (P-16405) (PP-17477)				
89 III. Adm. Code 114	General Assistance (P-13395/92; A-1091) (P-15008/92; A-2277) (P-15287/92; A-2277) (P-15810/92; A-3255) (P-14538/92; A-3639) (P-19654/92; A-6814) (P-17459/92; A-6814) (P-18226/92; A-6814)				
89 III. Adm. Code 148	Hospital Services (P-10868/92; A-131) (P-14540/92; A-3296) (P-12826/92; RC-6549; A-6649) (P-6935; A-14643) (P-9840) (P-15291) (E-17323)				
89 III. Adm. Code 120	Medical Assistance Programs (P-711; A-6827) (P-14544/92; A-1102) (P-2114; A-10402) (P-13392)				

ILLINOIS REGISTER			CUMULATIVE INDEX		October 15, 1993
Vol. 17, Issue #42					October 15, 1993
POLLUTION CONTROL BOARD (CONT'D)					
35 III. Adm. Code 720	Hazardous Waste Management System (P-16776/92; A-5625) (P-9170)				
35 III. Adm. Code 106	Hearings Pursuant to Specific Rules (P-16355)				
35 III. Adm. Code 721	Identification & Listing of Hazardous Waste (P-16801/92; A-5650) (P-9193)				
35 III. Adm. Code 812	Information to be Submitted in a Permit Application (P-17644)				
35 III. Adm. Code 725	Interim Status Standards for Owners & Operators of Hazardous Waste Treatment, Storage & Disposal Facilities (P-16831/92; A-5681) (P-9245)				
35 III. Adm. Code 728	Land Disposal Restrictions (P-16878/92; A-5727) (P-9317)				
35 III. Adm. Code 203	Major Stationary Sources Construction & Modification (P-4898; A-16630) (P-18919/92; A-6973)				
35 III. Adm. Code 616	New Activities In A Setback Zone or Regulated Recharge Area (P-16473/92; A-1878)				
35 III. Adm. Code 237	Open Burning (E-14176)				
35 III. Adm. Code 218	Organic Material Emission Standards & Limitations for the Chicago Area (P-4905; A-16636) (P-12508)				
35 III. Adm. Code 219	Organic Material Emission Standards & Limitations for the Metro East Area (P-5169; C-6539; A-16918) (E-8295)				
35 III. Adm. Code 105	Permits (P-16366)				
35 III. Adm. Code 201	Permits & General Provisions (P-13371)				
35 III. Adm. Code 611	Primary Drinking Water Standards (P-2533; A-7796) (P-7629; A-12650)				
35 III. Adm. Code 815	Procedural Requirements for All landfills exempt from Permits (P-17649)				
35 III. Adm. Code 813	Procedural Requirements for Permitted Landfills (P-16920/92; A-12409) (P-17654)				
35 III. Adm. Code 702	RCRA & UIC Permit Programs (P-16924/92; A-5769)				
35 III. Adm. Code 703	RCRA Permit Program (P-16930/92; A-5774) (P-9417)				
35 III. Adm. Code 817	Requirements for New Steel & Foundry Industry Wastes Landfills (P-17659)				
35 III. Adm. Code 605	Sampling & Monitoring (P-2682; A-7943) (PR-7738; AR-12780)				
35 III. Adm. Code 307	Sewer Discharge Criteria (P-9803)				
35 III. Adm. Code 807	Solid Waste (E-17268) (P-17703)				
35 III. Adm. Code 810	Solid Waste Disposal: General Provisions (P-8702) (P-17709)				
35 III. Adm. Code 722	Standards Applicable to Generators of Hazardous Waste (P-9445)				
35 III. Adm. Code 814	Standards for Existing Landfills & Units (P-8714) (P-17721)				
35 III. Adm. Code 811	Standards for New Solid Waste Landfills (P-8726) (P-16921/92; A-12413) (P-17730)				
35 III. Adm. Code 724	Standards for Owners & Operators of Hazardous Waste Treatment, Storage & Disposal Facilities (P-16970/92; A-5806) (P-9453)				
35 III. Adm. Code 726	Standards for the Management of Specific Hazardous Waste & Specific Types of Hazardous Waste Management Facilities (P-17028/92; A-5865) (P-9528)				
35 III. Adm. Code 739	Standards for the Management of Used Oil (P-9588)				
35 III. Adm. Code 232	Toxic Air Contaminants (P-14540)				
35 III. Adm. Code 730	Underground Injection Control Operating Requirements (P-8428; A-15646)				
35 III. Adm. Code 303	Water Use Designations & Site Specific Water Quality Standards (P-16374)				
PROFESSIONAL REGULATION, DEPARTMENT OF					
4 III. Adm. Code 275	Americans With Disabilities Act Grievance Procedure (A-7003/92; CC-1673)				
68 III. Adm. Code 1470	Clinical Social Work & Social Work Practice Act (P-8435)				
68 III. Adm. Code 1210	Collection Agency Act (P-16374/92; A-1535)				

PUBLIC AID, DEPARTMENT OF (CONT'D)	
89 Ill. Adm. Code 140	Medical Payment (P-62; A-6839) (P-13211/92; A-837) (P-7576/92; A-1112) (P-13397/92; O-1241; R-2436; A-2290; F-3058) (P-15296/92; A-2951) (P-15019/92; A-3421) (P-12838/92; A-19146/92; RQ-4517; EC-7078) (P-17049/92; A-6196) (P-16495/92; A-6196) (P-17956/92; A-6196) (P-17461/92; A-6839) (P-19665/92; A-6839) (P-17209/92; A-7004) (P-7183; RC-17491) (E-11201) (P-10749) (P-14800) (E-15162) (P-15444) (P-17736) (E-18152)
89 Ill. Adm. Code 104	Practice in Administrative Hearings (P-540; A-7025) (E-659)
89 Ill. Adm. Code 147	Reimbursement for Nursing Costs for Geriatric Facilities (P-13215/92; A-1128) (P-1716; A-8486) (P-5471; A-13498) (P-14081) (P-14803) (E-15189)
89 Ill. Adm. Code 117	Related Program Provisions (P-2126; A-8191) (E-2368)
89 Ill. Adm. Code 102	Rights & Responsibilities (P-15461)
89 Ill. Adm. Code 118	Special Eligibility Groups (E-11217) (P-10751)
89 Ill. Adm. Code 103	Support Responsibility of Relatives (P-14178/92; A-655)
PUBLIC COUNSEL, OFFICE OF THE	
4 Ill. Adm. Code 1075	Americans With Disabilities Act Grievance Procedure (P-14182/92; A-142)
PUBLIC HEALTH, DEPARTMENT OF	
77 Ill. Adm. Code 697	AIDS Confidentiality & Testing Code (E-1204) (P-2687; A-15899)
77 Ill. Adm. Code 692	AIDS Drug Reimbursement Program (P-12590) (E-12913)
77 Ill. Adm. Code 205	Ambulatory Surgical Treatment Center Licensing Requirements (P-3426/92; A-3507) (P-16414)
77 Ill. Adm. Code 595	Baccalaureate Assistance for Registered Nurses (P-17447/92; A-13746)
77 Ill. Adm. Code 600	Certified Local Health Department Code (E-12918) (P-14806)
77 Ill. Adm. Code 665	Child Health Examination Code (P-2697)
77 Ill. Adm. Code 694	College Immunization Code (P-13414/92; A-2306)
77 Ill. Adm. Code 693	Control of Sexually Transmissible Diseases Code (E-1213) (P-2711; A-15909)
77 Ill. Adm. Code 900	Drinking Water Standards (P-10870/92; A-4388)
77 Ill. Adm. Code 535	Emergency Medical Services Code (P-10911/92; A-8196)
77 Ill. Adm. Code 750	Food Service Sanitation Code (P-723)
77 Ill. Adm. Code 775	Grade A Pasteurized Milk & Milk Products (P-906; A-14015)
77 Ill. Adm. Code 1235	Health Care Worker Self-Referral (P-683; A-8498)
77 Ill. Adm. Code 1130	Health Facilities Planning Procedural Rules (P-4755/92; O-1242)
77 Ill. Adm. Code 682	Hearing Aid Consumer Protection Code (P-13428/92; A-8825)
77 Ill. Adm. Code 250	Hospital Licensing Requirements (P-2016/92; A-1614) (P-15757) (P-20032/92; A-17225)
77 Ill. Adm. Code 790	III. Drug Formulary for the Drug Product Selection Program (P-17496/92; W-7075) (P-7198) (E-7283; A-15916)
77 Ill. Adm. Code 840	III. Health & Hazardous Substances Registry (P-4329/92; A-2319)
77 Ill. Adm. Code 245	III. Home Health Agency Code (P-747)
77 Ill. Adm. Code 890	III. Plumbing Code (O-14187)
77 Ill. Adm. Code 540	III. Trauma Center Code (P-15023/92; A-8258) (P-12101) (E-12439)
77 Ill. Adm. Code 915	III. Water Well & Pump Installation Contractor's License Code, The (P-10989/92; A-4425)
77 Ill. Adm. Code 695	Immunization Code (P-13472/92; A-2975)

PUBLIC HEALTH, DEPARTMENT OF (CONT'D)	
77 Ill. Adm. Code 350	Intermediate Care for the Developmentally Disabled Facilities Code (P-4791/92; A-2351) (P-1269) (E-2373) (P-6028; A-15056) (E-7948) (P-8781) (E-9105) (P-10144) (P-12104) (P-15044/92; A-16153)
77 Ill. Adm. Code 190	Joint Rules of the Ill. Environmental Protection Agency, the Ill. Department of Public Health & the Ill. Department of Nuclear Safety: Certification & Operation of Environmental Laboratories (P-12769/92; A-12421)
77 Ill. Adm. Code 845	Lead Poisoning Prevention Code (P-12314/92; O-1243; M-2073; A-1884)
77 Ill. Adm. Code 610	Local Health Department Grant Rules (E-12936) (P-14824)
77 Ill. Adm. Code 615	Local Health Departments Program Standards Code (ER-12944) (PR-17741) (P-17798)
77 Ill. Adm. Code 615	Local Health Protection Grant Rules (E-13002)
77 Ill. Adm. Code 395	Long-Term Care Assistants & Aides Training Programs Code (P-8066/92; O A-2984)
77 Ill. Adm. Code 390	Long-Term Care for Under Age 22 Facilities Code (P-1296) (E-2390) (P-6044; A-15073) (P-16520/92; A-16167)
77 Ill. Adm. Code 785	Manufactured Dairy Products (P-920; A-14027)
77 Ill. Adm. Code 630	Maternal & Child Health Services Code (P-8103/92; A-3013) (P-3069)
77 Ill. Adm. Code 600	Minimum Qualifications for Personnel Employed by Local Health Departments Code (ER-13115) (PR-14831)
77 Ill. Adm. Code 370	Minimum Standards for the Licensure of Community Living Facilities (P-8793) (E-9117)
77 Ill. Adm. Code 661	Newborn Metabolic Screening & Treatment Code (P-757; A-13609)
77 Ill. Adm. Code 597	Nursing Education Scholarships (P-17529/92; A-13763)
68 Ill. Adm. Code 750	Plumbers Licensing Code (P-15056/92; A-417)
77 Ill. Adm. Code 593	Podiatric Scholarship & Residency Programs Code (P-11352)
77 Ill. Adm. Code 505	Pregnancy Termination Report Code (P-13406) (E-13631)
77 Ill. Adm. Code 845	Prevention of Lead Poisoning (P-12314/92; O-1243)
77 Ill. Adm. Code 100	Rules of Practice & Procedure in Administrative Hearings (P-12153)
77 Ill. Adm. Code 330	Sheltered Care Facilities Code (P-1321) (E-2405) (P-6059; A-15089) (E-8000) (P-10198) (P-12188) (P-16531/92; A-16180)
77 Ill. Adm. Code 300	Skilled Nursing & Intermediate Care Facilities Code (P-1346) (E-2420) (P-6074; A-15106) (E-8026) (P-10225) (P-12205) (P-16541/92; A-16194)
77 Ill. Adm. Code 270	Subacute Care Hospital Demonstration Program Code (P-9654)
77 Ill. Adm. Code 672	WTC Vendor Management Code (P-12228)
PUBLIC HEALTH, DEPARTMENT OF HEALTH FACILITIES PLANNING BOARD	
77 Ill. Adm. Code 1230	Financial & Economic Feasibility Review & Evaluation Plan (PR-5187/92; AR-5878)
77 Ill. Adm. Code 1240	Financial & Economic Feasibility Review & Evaluation Plan (For All Long-Term Care & Chronic Disease Facilities (PR-5225/92; AR-5880)
77 Ill. Adm. Code 1235	Health Care Worker Self-Referral (E-432; O-3056) (P-683)
77 Ill. Adm. Code 1120	Health Facilities Planning Financial & Economic Feasibility Review (P-5205/92; RC-1244; A-4431)
77 Ill. Adm. Code 1130	Health Facilities Planning Procedural Rules (P-15321/92; A-4448) (P-4755/92; O-1242; R-5951; A-5882)
77 Ill. Adm. Code 1100	Narrative & Planning Policies (P-8144) (P-12606)

PUBLIC HEALTH, DEPARTMENT OF/HEALTH FACILITIES PLANNING BOARD (CONT'D)

77 Ill. Adm. Code 1110
Processing, Classification Policies & Review Criteria (P-15328/92; A-4453)
(P-8149) (P-12593)

RACING BOARD, ILLINOIS

11 Ill. Adm. Code 1428
Admissions & Credentials (P-3593; O-10011; M-12456; A-14049) (E-3683; O-6550; RC-10012)
11 Ill. Adm. Code 510
Claiming Races (P-4155; A-12423) (P-6746; A-13612) (P-15790)
11 Ill. Adm. Code 402
Concessionaire Rules (P-14087)
11 Ill. Adm. Code 1413
Entries, Subscriptions & Declarations (P-13218/92; A-1628) (P-14090)
11 Ill. Adm. Code 1411
Jockeys, Apprentices, Jockey Agents, & Valets (P-1372; A-12426) (P-14094)
11 Ill. Adm. Code 502
Licensing (P-11367)
11 Ill. Adm. Code 509
Medication (P-6955/92; A-3649) (P-17858)
11 Ill. Adm. Code 1409
Ownership, Partnership & Stable Name (P-4158; A-12429)
11 Ill. Adm. Code 205
Procedures for License Hearings (P-3594; A-13615)
11 Ill. Adm. Code 1440
Quarter Horse Racing (E-14181) (P-15799)
11 Ill. Adm. Code 1305
Racetrack Operators & Their Duties (P-2439/92; A-3034)
11 Ill. Adm. Code 1318
Racing Rules (P-12271)
11 Ill. Adm. Code 1424
Regulations for Meetings (P-12133/92; A-3038)
11 Ill. Adm. Code 205
Rules of Practice (P-3594) (E-6859; O-8085)
11 Ill. Adm. Code 1416
Rules of the Race (P-12274)
11 Ill. Adm. Code 1402
Stewards (P-11372)
11 Ill. Adm. Code 409
Trifecta (P-14565)
11 Ill. Adm. Code 1303
Violations (P-1728; A-12437)

REHABILITATION SERVICES, DEPARTMENT OF

89 Ill. Adm. Code 515
Advisory Councils (P-11378) (E-11589)
4 Ill. Adm. Code 300
Americans With Disabilities Act Grievance Procedure (A-15102/92; CC-1673)
89 Ill. Adm. Code 510
Appeals & Hearings (P-11380) (E-11608)
89 Ill. Adm. Code 557
Application (P-11382) (E-11652)
89 Ill. Adm. Code 553
Assessment for Determining Eligibility & Rehabilitation Needs (P-11384) (E-11657)
89 Ill. Adm. Code 897
Assistive Technology for Persons with Disabilities Tax Check Off Fund (E-6886)
89 Ill. Adm. Code 540
Auxiliary Aids (P-20088/92; A-6244) (PR-11386) (E-11667)
89 Ill. Adm. Code 708
Case Transfers/Referrals (P-9852; RC-17492) (E-10003)
89 Ill. Adm. Code 562
Client Financial Participation (P-14189/92; A-3895) (P-11388) (E-11676)
89 Ill. Adm. Code 680
Client Responsibilities (P-943)
89 Ill. Adm. Code 617
Closure (P-11390) (E-11686)
89 Ill. Adm. Code 567
Comparable Benefits (P-10403/92; A-149) (P-11392) (E-11696)
89 Ill. Adm. Code 505
Confidentiality of Information (P-1731; A-9964)
89 Ill. Adm. Code 530
Criteria for the Evaluation of Programs of Services in Community Rehabilitation Programs (P-11394) (E-11701)
89 Ill. Adm. Code 552
Eligibility (PR-11396) (E-11733)
89 Ill. Adm. Code 525
Grants & Contracts (P-947; A-9980)
89 Ill. Adm. Code 730
Ill. Center for Rehabilitation & Education/Community Residential Services for the Blind & Visually Impaired (P-11398) (E-11745)
89 Ill. Adm. Code 730
Ill. Visually Handicapped Institute (P-10397/92; A-425)
89 Ill. Adm. Code 1177
Impartial Hearing Officer Standards (P-11400) (E-11766)

REHABILITATION SERVICES, DEPARTMENT OF (CONT'D)

89 Ill. Adm. Code 572
Individualized Written Rehabilitation Program (IWRP) (P-11402) (E-11770)
89 Ill. Adm. Code 602
Maintenance (PR-11404) (E-11780)
89 Ill. Adm. Code 587
Medical, Psychological, & Related Services (P-952; W-3686) (PR-11406) (E-11784)
89 Ill. Adm. Code 830
Non-Academic Programs & Policies (P-18759/92; A-6248)
89 Ill. Adm. Code 685
Non-Financial Eligibility (P-18947/92; A-6256)
89 Ill. Adm. Code 680
Other Client Responsibilities (P-943; A-7230)
89 Ill. Adm. Code 607
Other Services (PR-11408) (E-11796)
89 Ill. Adm. Code 612
Placement (PR-11410) (E-11801)
89 Ill. Adm. Code 622
Post-Employment Services (PR-11412) (E-11804)
89 Ill. Adm. Code 690
Prescreening & Eligibility Determination Processes (P-15065/92; A-3675)
89 Ill. Adm. Code 827
Rules of Conduct (P-77; A-6260)
89 Ill. Adm. Code 657
Secondary Transitional Experience (PR-11414) (E-11808)
89 Ill. Adm. Code 590
Services (P-11416) (E-11812)
89 Ill. Adm. Code 597
Tools, Equipment, Supplies & Initial Stock (PR-11420) (E-11856)
89 Ill. Adm. Code 592
Training Services (P-1375; W-3687) (PR-11422) (E-11864)

RETIREMENT SYSTEM OF THE STATE OF ILLINOIS, TEACHERS'
80 Ill. Adm. Code 1650
Administration & Operation of the Teachers' Retirement System (P-12384/92; A-1631)

REVENUE, DEPARTMENT OF

86 Ill. Adm. Code 210
Board of Appeals (E-665) (P-2718; C-3545; A-8860)
86 Ill. Adm. Code 1000
Disaster Relief (E-12445)
86 Ill. Adm. Code 105
Electronic Filing of Ill. Individual Income Tax Returns (P-219; A-7031) (E-445) (P-9854; A-18118)
86 Ill. Adm. Code 100
Income Tax (P-222; A-8869) (E-473) (P-6619; A-13776) (P-6945) (P-9870) (A-14189) (P-15471) (P-17861)
86 Ill. Adm. Code 535
Nursing Home Grant Assistance Act (P-15340/92; A-3042)
86 Ill. Adm. Code 750
Payment of Taxes by Electronic Funds Transfer (P-8450; A-18132)
86 Ill. Adm. Code 110
Property Tax/Revenue Act of 1939 (P-2507)
2 Ill. Adm. Code 1200
Public Information, Rulemaking & Organization (A-7054)
86 Ill. Adm. Code 130
Retailers' Occupation Tax (P-14554/92; A-860) (P-6955; A-18142) (P-8461) (P-15501)
86 Ill. Adm. Code 530
Senior Citizens & Disabled Persons Property Tax Relief & Pharmaceutical Assistance Act (P-3104; A-11566)
86 Ill. Adm. Code 140
Service Occupation Tax (P-15515)
86 Ill. Adm. Code 160
Service Use Tax (P-15522)
86 Ill. Adm. Code 700
Uniform Penalty & Interest Act (P-16421)
86 Ill. Adm. Code 150
Use Tax (P-14563/92; A-1947) (P-15527)

SAVINGS AND LOAN ASSOCIATIONS, COMMISSIONER OF

38 Ill. Adm. Code 450
Residential Mortgage License Act of 1987 (P-17570/92; A-3513)

SAVINGS AND RESIDENTIAL FINANCE, COMMISSIONER OF

4 Ill. Adm. Code 1100
Americans With Disabilities Act Grievance Procedure (P-13483/92; A-14653)
38 Ill. Adm. Code 1000
Ill. Savings & Loan Act of 1985 (Recodified) (A-4464)

STUDENT ASSISTANCE COMMISSION, ILLINOIS (CONT'D)
23 Ill. Adm. Code 2770 Student to Student (STS) Program of Matching Grants (P-1505; A-10632)

TOLL HIGHWAY AUTHORITY, ILLINOIS STATE
92 Ill. Adm. Code 2520 State Toll Highway Rules (PR-566; AR-8536)
92 Ill. Adm. Code 2520 State Toll Highway Rules (P-542; A-8539)

TRANSPORTATION, DEPARTMENT OF
92 Ill. Adm. Code 451 Administrative Requirements for Official Testing Stations (P-3110; A-12839)
4 Ill. Adm. Code 750 Americans With Disabilities Act Grievance Procedure (A-11418/92; CC-1673)
92 Ill. Adm. Code 700 Construction in Floodways of Rivers, Lakes & Streams (P-17235/92; A-4484)
92 Ill. Adm. Code 522 Control of Outdoor Advertising Adjacent to Primary & Interstate Highways (P-981; A-7258)
92 Ill. Adm. Code 10 Disadvantaged, Minority & Woman-Owned Businesses (P-6418; A-17239)
92 Ill. Adm. Code 397 Driving & Parking (P-13686)
92 Ill. Adm. Code 392 Driving of Motor Vehicles (P-13690)
92 Ill. Adm. Code 600 Employee Commute Options (P-12613)
92 Ill. Adm. Code 395 Hours of Service of Drivers (P-13693)
92 Ill. Adm. Code 396 Inspection, Repair & Maintenance (P-13699)
92 Ill. Adm. Code 440 Minimum Safety Standards for Construction of Type I School Buses (P-15835/92; A-3530)
92 Ill. Adm. Code 442 Minimum Safety Standards for Construction of Type II School Buses (P-15845/92; A-3540)
92 Ill. Adm. Code 67 Morris Municipal Airport Hazard Zoning (P-1767; A-9035)
92 Ill. Adm. Code 390 Motor Carrier Safety Regs.: General (P-13986)
92 Ill. Adm. Code 456 Nonscheduled Bus Inspections (P-13704)
92 Ill. Adm. Code 393 Parts & Accessories Necessary for Safe Operation (P-13730)
92 Ill. Adm. Code 386 Procedures & Enforcement (P-13734)
92 Ill. Adm. Code 391 Qualification of Drivers (P-13739)
92 Ill. Adm. Code 454 Rates to be Charged by Official Testing Stations for Second Division Vehicles Other than School Buses (P-12278)
92 Ill. Adm. Code 704 Regulation of Public Waters (P-17244/92; A-4494)
92 Ill. Adm. Code 518 Relocation Assistance & Payments Program (P-12628)
92 Ill. Adm. Code 77 Scott Joint-Use Airport Hazard Zoning (P-1789; A-9057)
92 Ill. Adm. Code 453 Specifications for Seat Safety Belts (P-2186; A-8563)
92 Ill. Adm. Code 451 Vehicle Inspections (P-3110)

TREASURER
4 Ill. Adm. Code 350 Americans With Disabilities Act Grievance Procedure (P-5582; A-9994)
80 Ill. Adm. Code 630 Conditions of Employment (P-6632; A-15123)
74 Ill. Adm. Code 750 Home Ownership Made Easy Act (PR-762; A-9079) (P-777; A-9081)
74 Ill. Adm. Code 740 Ill. Public Treasurers' Investment Pool for Public Treasurers in the State of Ill. (P-585; A-6663)
80 Ill. Adm. Code 620 Merit & Fitness (P-91; W-869) (P-11724/92; W-869) (P-12409/92; W-869) (P-15347/92; A-4510)
80 Ill. Adm. Code 650 Rules of the Personnel Review Board (P-6635)
74 Ill. Adm. Code 730 Smart Money Program Confidentiality Requirements (PP-1671; O-3057) (P-3831; A-9999)

SAVINGS AND RESIDENTIAL FINANCE, COMMISSIONER OF (CONT'D)
38 Ill. Adm. Code 1050 Residential Mortgage License Act of 1987 (Recodified) (A-4475)
38 Ill. Adm. Code 1075 Savings Bank Act (P-2727; A-8894; RQ-11873; EC-18223)

SECRETARY OF STATE
14 Ill. Adm. Code 150 Business Corporation Act (P-4167; A-11571)
92 Ill. Adm. Code 1040 Cancellation, Revocation or Suspension of Licenses or Permits (P-1747; A-8512) (P-2128; A-12782) (P-2856; A-9028)
80 Ill. Adm. Code 420 Department of Personnel (P-15342/92; A-1652)
23 Ill. Adm. Code 3030 Ill. Library System Act (P-9678) (E-9725) (P-12277) (E-12449)
92 Ill. Adm. Code 1070 Ill. Safety Responsibility Law (P-2863; A-8517)
92 Ill. Adm. Code 1030 Issuance of Licenses (P-956; A-8275) (E-1219) (P-1752; A-8522) (P-17229/92; A-2025) (P-12138/92; A-7065) (P-13661) (P-15803)
14 Ill. Adm. Code 178 Limited Liability Company Act (P-13672)
23 Ill. Adm. Code 3040 Literacy Grant Program (P-958; A-7234)
2 Ill. Adm. Code 560 Lobbyist Registration & Reports (P-17877)
92 Ill. Adm. Code 1001 Procedures & Standards (1758; A-8528) (E-2047) (P-19761/92; A-6274)
2 Ill. Adm. Code 550 Public Information, Rulemaking, & Organization (A-9986)
14 Ill. Adm. Code 170 Revised Uniform Limited Partnership Act (P-13784/92; A-427)
1 Ill. Adm. Code 100 Rulemaking (P-2867; A-10414)

SPACE NEEDS COMMISSION
3 Ill. Adm. Code 800 Placement of Monuments, Memorials & Statues on the Capitol Building Grounds (P-15828/92; A-6513)
3 Ill. Adm. Code 850 Space Utilization in the Capitol Complex (P-15832/92; A-6517)

STATE POLICE, DEPARTMENT OF
20 Ill. Adm. Code 1230 Firearm Owner's Identification Act (P-7768)
20 Ill. Adm. Code 1285 Sample Collection for Genetic Marker Indexing (P-13981)

STATE POLICE MERIT BOARD
80 Ill. Adm. Code 150 Procedures of the Department of State Police Merit Board (E-17372/92; RC-181; F-5952) (P-17959/92; A-9716; RQ-11895; EC-14684) (P-14568)

STUDENT ASSISTANCE COMMISSION, ILLINOIS
23 Ill. Adm. Code 2731 Correctional Officer's Grant Program (P-1381)
23 Ill. Adm. Code 2720 Federal Family Education Loan Program (FFELP) (P-1403; A-10506)
23 Ill. Adm. Code 2700 General Provisions (P-1385; A-10541)
23 Ill. Adm. Code 2731 Grant Program for Dependents of Correctional Officers (P-1381; A-10559)
23 Ill. Adm. Code 2720 Guaranteed Loan Programs (P-1403) (E-2055)
23 Ill. Adm. Code 2730 Ill. National Guard Grant Program (P-1437; A-10563)
23 Ill. Adm. Code 2733 Ill. Veteran Grant (IVG) Program (P-1444; A-10570)
23 Ill. Adm. Code 2761 Merit Recognition Scholarship (MRS) Program (P-1453; A-10579)
23 Ill. Adm. Code 2763 Minority Teachers of Ill. (MTI) Scholarship Program (E-175) (P-1439; A-10585)
23 Ill. Adm. Code 2762 Monetary Award Program (P-1470; A-10596) (E-6672) (P-10252)
23 Ill. Adm. Code 2732 Paul Douglas Teacher Scholarship Program (P-1484; A-10611)
23 Ill. Adm. Code 2732 Police Officer/Fire Officer Grant Program (P-1493; A-10620)
23 Ill. Adm. Code 2760 State Scholar Program (P-1497; A-10624)

PUBLIC HEARINGS (CONT'D)

PUBLIC HEALTH, DEPARTMENT OF/HEALTH FACILITIES PLANNING BOARD
Narrative & Planning Policies; 77 Ill. Adm. Code 1100 (Chicago) 14058
Narrative & Planning Policies; 77 Ill. Adm. Code 1100 (Springfield) 14059
Planning Policies; 77 Ill. Adm. Code 1100 10639
Processing, Classification Policies & Review Criteria; 77 Ill. Adm. Code 1110 10640
Processing, Classification Policies & Review Criteria; 77 Ill. Adm. Code 1110 (Chicago) 14060
Processing, Classification Policies & Review Criteria; 77 Ill. Adm. Code 1110 (Springfield) 14061

REVENUE, DEPARTMENT OF
Income Tax; 86 Ill. Adm. Code 100 10014
Income Tax; 86 Ill. Adm. Code 100 14692
Income Tax; 86 Ill. Adm. Code 100 15201
Income Tax; 86 Ill. Adm. Code 100 17517

TRANSPORTATION, DEPARTMENT OF
Employee Commute Options; 92 Ill. Adm. code 600 13199

PUBLIC INFORMATION

BANKS & TRUST COMPANIES, COMMISSIONER OF
Notice of Acceptance of an Application by CNB Bancshares, Inc., Evansville, Indiana, to Acquire South Central Ill. Bancorp, Inc., Effingham, Ill. 2079
Notice of Acceptance of an Application by First of America Bank Corporation, Kalamazoo, Michigan, to Acquire Kewanee Investing Company, Inc., Kewanee, Ill. 2080
Notice of Acceptance of an Application by Mercantile Bancorporation, Inc., St. Louis, Missouri, to Acquire First National Bank of Flora, Flora, Ill. 2081
Notice of Acceptance of an Application for AMBANC Corp., Vincennes, Indiana, to Acquire Farmers' State Bank of Palestine, Palestine, Ill. 3557
Notice of Acceptance of an Application by Mercantile Bancorporation Inc., St. Louis, Missouri, to Acquire Mt. Vernon Bancorp. Inc., Mt. Vernon, Ill. 10641
Notice of Acceptance of an Application by Banc One Corporation, Columbus, Ohio, and Banc One Ill. Corporation, Springfield, Ill., to Acquire Mid States Bancshares, Moline, Ill. 14062

EDUCATION, STATE BOARD OF
State Plan for Fiscal Years 1993-95, Amendment 2082

ENVIRONMENTAL PROTECTION AGENCY
Listing of Derived Water Quality Criteria 507
Listing of Derived Water Quality Criteria 3907
Listing of Derived Water Quality Criteria 9146

FINANCIAL INSTITUTIONS, DEPARTMENT OF
Notice of Names of Persons Appearing to be Owners of Unclaimed Property Whose Last Known Addresses are in Certain States 6335

UNIVERSITY OF ILLINOIS, BOARD OF TRUSTEES OF THE
Program Content & Guidelines for Division of Specialized Care for Children (P-15354/92; A-1137)(P-7780; O-14188)(E-8052; W-8318)(E-9735; O-13198) 89 Ill. Adm. Code 1200

VETERANS' AFFAIRS, DEPARTMENT OF
4 Ill. Adm. Code 325 Americans With Disabilities Act Grievance Procedure (A-8565/92; CC-1673) 2 Ill. Adm. Code 1270 Freedom of Information ((A-14659)

PUBLIC HEARINGS

AGRICULTURE, DEPARTMENT OF
Animal Diagnostic Laboratory Act; 8 Ill. Adm. Code 110 18245
Bovine Brucellosis; 8 Ill. Adm. Code 75 18246
Definitions; 8 Ill. Adm. Code 20 18247
Diseased Animals; 8 Ill. Adm. Code 85 18248
Equine Infectious Anemia Control; 8 Ill. Adm. Code 116 18249
Feeder Swine Dealer Licensing; 68 Ill. Adm. Code 590 18250
Livestock Auction Markets; 8 Ill. Adm. Code 40 18251
Livestock Dealer Licensing; 68 Ill. Adm. Code 610 18252
Swine Disease Control & Eradication; 8 Ill. Adm. Code 105 18253

CARNIVAL-AMUSEMENT SAFETY BOARD
Carnival & Amusement Ride Inspection Law; 56 Ill. Adm. Code 6000 451

EDUCATION, STATE BOARD OF
Public Schools Evaluation, Recognition & Supervision; 23 Ill. Adm. Code 1 10638

ENVIRONMENTAL PROTECTION AGENCY
Payment of Claims from the Underground Storage Tank Fund; 35 Ill. Adm. Code 876 681
State Implementation Plan Submittal 15198

FINANCIAL INSTITUTIONS, DEPARTMENT OF
Ill. Credit Union Act; 38 Ill. Adm. Code 190 7560

PROFESSIONAL REGULATION, DEPARTMENT OF
Ill. Architecture Practice Act of 1989; 68 Ill. Adm. Code 1150 16250

PUBLIC AID, DEPARTMENT OF
Reimbursement for Nursing Costs for Geriatric Facilities; 89 Ill. Adm. Code 147 18254

PUBLIC HEALTH, DEPARTMENT OF
Subacute Care Hospital Demonstration Program Code; 77 Ill. Adm. Code 270 14057

PUBLIC INFORMATION (CONT'D)

FINANCIAL INSTITUTIONS, DEPARTMENT OF (CONT'D)

Notice of Names of Persons Appearing to be Owners of Unclaimed Property Whose Last Known Addresses are in Certain States 17519

LABOR, DEPARTMENT OF

List of Contractors Prohibited From An Award Of A Contract Or A Subcontract For Public Works Projects 7080

LOTTERY, DEPARTMENT OF THE

List of Game-Specific Materials Published by the Lottery in 1992 870

POLLUTION CONTROL BOARD

Notice Pursuant to Ill. Rev. Stat. 1991, Ch. 111 1/2, Par. 1007.2(b) 872
 Notice Pursuant to 415 ILCS 5/7.2(b) Contingency Plan Rules Pursuant to Section 22.7 6364
 Notice Pursuant to Ill. Rev. Stat. 1991, Ch. 111 1/2, Par. 1007.2(b)
 Contingency Plan Rules Pursuant to Section 22.7 874
 Notice Pursuant to Ill. Rev. Stat. 1991, Ch. 111 1/2, Par. 1007.2(b)
 RCRA Rules Pursuant to Section 22.4(a) 877
 Notice Pursuant to Ill. Rev. Stat. 1991, Ch. 111 1/2, Par. 1007.2(b) 7081
 Notice Pursuant to Ill. Rev. Stat. 1991, Ch. 111 1/2, Par. 1007.2(b) 11222
 Notice Pursuant to Ill. Rev. Stat. 1991, Ch. 111 1/2, Par. 1007.2(b) 14203

REVENUE, DEPARTMENT OF

Index of Letter Rulings (3rd Quarter of 1992) (Income Tax) 3558
 Index of Letter Rulings (4th Quarter 1992) (ROT) 6552
 Index of Letter Rulings (4th Quarter 1992) (Income Tax) 6579
 Index of Letter Rulings (1st Quarter 1993) (Income Tax) 7082
 Index of Letter Rulings (1st Quarter 1993) (ROT) 11908
 Index of Letter Rulings (2nd Quarter 1993) (Income Tax) 13200
 Revocation of Letter Rulings 13216

REGULATORY AGENCY

REVENUE, DEPARTMENT OF

Retailers' Occupation Tax Act; 86 Ill. Adm. Code 130 10015

REGULATORY FLEXIBILITY ANALYSIS

COMMERCE AND COMMUNITY AFFAIRS, DEPARTMENT OF

Notice of Regulatory Flexibility Impact Analysis
 1675, 3911, 6677, 6894, 7094, 8088, 8566, 10017, 10018, 10019, 10020, 11224, 11225, 11226,
 11930, 13814, 13815, 13816, 13817, 14063, 14064, 14204, 14205, 14694, 14695, 14696, 16251,
 16252, 16253,

JOINT COMMITTEE ON ADMINISTRATIVE RULES

AGENDA

Agenda for Meeting of January 12, 1993 510
 Agenda for Meeting of February 17, 1993 1676
 Agenda for Meeting of March 9, 1993
 Agenda for Meeting of April 13, 1993 5953
 Agenda for Meeting of May 11, 1993 6895
 Agenda for Meeting of June 15, 1993 8567
 Agenda for Meeting of July 20, 1993 11227
 Agenda for Meeting of August 17, 1993 13638
 Agenda for Meeting of September 14, 1993 14697
 Agenda for Meeting of October 12, 1993 17577

SECOND NOTICES RECEIVED

182, 517, 682, 878, 1245, 1682, 2096, 2442, 2520, 3065, 3566, 3690, 3912, 4520, 5958, 6366, 6551,
 6678, 6901, 7095, 7561, 8086, 8319, 8577, 9154, 9754, 10021, 10642, 11233, 11931, 12457, 13224,
 13645, 13818, 14065, 14206, 14703, 15203, 15734, 16254, 17584, 18256

NOTICES PURSUANT TO P.A. 87-823

ABANDONED MINED LANDS RECLAMATION COUNCIL

Abandoned Mined Lands Reclamation; 62 Ill. Adm. Code 2501 11932
 Public Information, Rulemaking & Organization; 2 Ill. Adm. Code 1500 11933
 Selection of Contractors & Consultants; 44 Ill. Adm. Code 1150 11934

AGING, DEPARTMENT ON

Access to Information of the Department on Aging; 2 Ill. Adm. Code 726 10644
 Community Care Program; 89 Ill. Adm. Code 240 10645
 Introduction; 89 Ill. Adm. Code 210 10646
 Older Americans Act Programs; 89 Ill. Adm. Code 230 10647
 Public Information, Rulemaking & Organization; 2 Ill. Adm. Code 725 10648

AGRICULTURE, DEPARTMENT OF

Anhydrous Ammonia, Low Pressure Nitrogen Solutions, Equipment, Containers, & Storage Facilities; 8 Ill. Adm. Code 215 7562
 Civil Administrative Code, Subpart A, Procedure for the Collection, Control & Distribution of Surety Bonds Received by the Director of the Ill. Department of Agriculture Acting as Trustee on Behalf of the Claimants; 8 Ill. Adm. Code 3 7563
 Egg & Egg Products Act; 8 Ill. Adm. Code 65 7564
 Fairs Operating Under the Agricultural Fair Act; 8 Ill. Adm. Code 260 7565
 Grain Insurance Act; 8 Ill. Adm. Code 285 7566
 Hatcheries, Poultry Flocks, & Produce Thereof; 8 Ill. Adm. Code 55 7567
 Humane Care For Animals Act; 8 Ill. Adm. Code 35 7568
 Ill. Fertilizer Act of 1961; 8 Ill. Adm. Code 210 7569

NOTICES PURSUANT TO P.A. 87-823 (CONT'D)
AGRICULTURE, DEPARTMENT OF (CONT'D)

Ill. State Fair & DuQuoin State Fair, Non-Fair Space Rental & the General Operation of the State Fairgrounds; 8 Ill. Adm. Code 270
Insect Pest & Plant Disease Act; 8 Ill. Adm. Code 240
Meat & Poultry Inspection Act; 8 Ill. Adm. Code 125
Organizational Chart, Description, Rulemaking Procedure, & Programs; 2 Ill. Adm. Code 700
Pesticide Act of 1979; 8 Ill. Adm. Code 250
Public Grain Warehouse & Warehouse Receipts Act; 8 Ill. Adm. Code 505
Refrigerated Warehouses Act; 8 Ill. Adm. Code 515
Soil & Water Conservation Districts Act; 8 Ill. Adm. Code 650
Water Use Act of 1983; 8 Ill. Adm. Code 675

ALCOHOLISM AND SUBSTANCE ABUSE, DEPARTMENT OF

Access to Information; 2 Ill. Adm. Code 1276
License of Alcoholism & Substance Abuse Treatment, Intervention & Research Programs; 77 Ill. Adm. Code 2085
Research; 77 Ill. Adm. Code 2085
Rules of Practice & Procedure in Administrative Hearings; 77 Ill. Adm. Code 2000

ATTORNEY GENERAL

Compliance With the Freedom of Information Act; 2 Ill. Adm. Code 576
Rulemaking & Organization; 2 Ill. Adm. Code 575

AUDITOR GENERAL, OFFICE OF THE

Code of Rules; 74 Ill. Adm. Code 440
Freedom of Information; 2 Ill. Adm. Code 601
Post Audit Guidelines; 74 Ill. Adm. Code 470
Public Information, Rulemaking & Organization & Personnel; 2 Ill. Adm. Code 600

BANKS AND TRUST COMPANIES, COMMISSIONER OF

Hearings Before the Commissioner of Banks & Trust Companies; 38 Ill. Adm. Code 392
Hearings for Removal of Directors, Officers, Employees or Agents of a State Bank; 38 Ill. Adm. Code 900
Loan Agreements Providing for a Bank to Share in Profits, Income or Earnings; 38 Ill. Adm. Code 350
Powers Incidental & Germane to Carrying on a General Banking Business; 38 Ill. Adm. Code 320

CAPITAL DEVELOPMENT BOARD

Access To Information; 2 Ill. Adm. Code 1651
Americans With Disabilities Act Grievance Procedure; 4 Ill. Adm. Code 725
Board Action; 71 Ill. Adm. Code 10
Hearing Procedures; 71 Ill. Adm. Code 100
Ill. Accessibility Code; 71 Ill. Adm. Code 400
Procurement Practices; 44 Ill. Adm. Code 910

NOTICES PURSUANT TO P.A. 87-823 (CONT'D)
CAPITAL DEVELOPMENT BOARD (CONT'D)

Rules of the Capital Development Board; 2 Ill. Adm. Code 1650

CENTRAL MANAGEMENT SERVICES, DEPARTMENT OF

Access to Information; 2 Ill. Adm. Code 751
General Provisions; 80 Ill. Adm. Code 304
Public Information; 2 Ill. Adm. Code 750
Standard Procurement; 44 Ill. Adm. Code 1
State of Ill. Medical Care Assistance Plan; 80 Ill. Adm. Code 2120
State of Ill. Premium Payment Plan; 80 Ill. Adm. Code 2100

CHILDREN AND FAMILY SERVICES, DEPARTMENT OF

Licensing Enforcement; 89 Ill. Adm. Code 383
Public Information, Rulemaking & Organization; 2 Ill. Adm. Code 775

COMMERCE AND COMMUNITY AFFAIRS, DEPARTMENT OF

Low Income Home Energy Assistance Program; 47 Ill. Adm. Code 100
Public Information, Rulemaking & Organization; 2 Ill. Adm. Code 800
Review & Appeal Procedures; 47 Ill. Adm. Code 10
Service Delivery System & State Responsibilities; 56 Ill. Adm. Code 2600
State Administration of the Federal Community Services Block Grant Program; 47 Ill. Adm. Code 10026
Training Services for the Disadvantaged; 56 Ill. Adm. Code 2610

COMMERCE COMMISSION, ILLINOIS

Access to Information; 2 Ill. Adm. Code 1701
Least-Cost Planning for Electric Utilities; 83 Ill. Adm. Code 440
Least-Cost Planning for Natural Gas Utilities; 83 Ill. Adm. Code 535
Public Information, Rulemaking & Organization; 2 Ill. Adm. Code 1700
Rules of Practice; 83 Ill. Adm. Code 200

COMMUNITY COLLEGE BOARD, ILLINOIS

Public Access to Information; 2 Ill. Adm. Code 5176
Public Information, Rulemaking & Organization; 2 Ill. Adm. Code 5175

COMPTROLLER

Access to Information; 2 Ill. Adm. Code 625
Merit Commission rules; 80 Ill. Adm. Code 100
Personnel Rules; 80 Ill. Adm. Code 500
Rules of Practice in Administrative Hearings; 74 Ill. Adm. Code 310

CONSERVATION, DEPARTMENT OF

Dept. Formal Hearings Conducted for Rulemaking & Contested Cases; 17 Ill. Adm. Code 2530
Non-Departmental Archaeological Research on Dept. of Conservation Managed Lands; 17 Ill. Adm. Code 390
Protection & Archaeological Resources; 17 Ill. Adm. Code 370
Rulemaking & Organization; 2 Ill. Adm. Code 825

NOTICES PURSUANT TO P.A. 87-823 (CONT'D)	
FINANCIAL INSTITUTIONS, DEPARTMENT OF (CONT'D)	
Financial Institutions Code; 38 Ill. Adm. Code 200	7101
Formulation & Issuance of Schedules of Maximum Rates for Check Cashing & the	
Writing of Money Orders of Community & Ambulatory Currency Exchanges, The;	
38 Ill. Adm. Code 125	7102
Schedules of Maximum Rates to be Charged for Check Cashing & Writing of Money Orders	
by Community & Ambulatory Currency Exchanges; 38 Ill. Adm. Code 130	7103
Title Insurance Act; 50 Ill. Adm. Code 8100	7104
GOVERNOR'S PURCHASED CARE REVIEW BOARD	
Public Information, Rulemaking & Organization; 2 Ill. Adm. Code 1850	7581
GUARDIANSHIP AND ADVOCACY COMMISSION	
Fee Schedule for the Office of the State Guardian; 59 Ill. Adm. Code 301	8585
Public Information, Rulemaking & Organization; 2 Ill. Adm. Code 1875	8586
HEALTH FACILITY AUTHORITY, ILLINOIS	
Access to Information; 2 Ill. Adm. Code 1901	12462
Public Information, Rulemaking & Organization; 2 Ill. Adm. Code 1900	12463
HIGHER EDUCATION, BOARD OF	
Access to Public Information; 2 Ill. Adm. Code 5051	7582
Public Information, Rulemaking & Organization; 2 Ill. Adm. Code 5050	7583
HOUSING DEVELOPMENT AUTHORITY, ILLINOIS	
Access to Public Records for the Ill. Housing Development Authority; 2 Ill. Adm. Code 1976	13226
HUMAN RIGHTS COMMISSION, ILLINOIS	
Procedural Rules; 56 Ill. Adm. Code 5300	12464
Public Information, Rulemaking & Organization; 2 Ill. Adm. Code 2000	13465
HUMAN RIGHTS, DEPARTMENT OF	
Access to Information; 2 Ill. Adm. Code 926	10653
Procedural; 56 Ill. Adm. Code 2520	10654
Public Information, Rulemaking & Organization; 2 Ill. Adm. Code 925	10655
INDUSTRIAL COMMISSION, ILLINOIS	
Freedom of Information Act; 2 Ill. Adm. Code 2026	10032
Public Information, Rulemaking & Organization; 2 Ill. Adm. Code 2025	10033
INSURANCE, DEPARTMENT OF	
Access to Public Records; 2 Ill. Adm. Code 951	13227
JOINT COMMITTEE ON ADMINISTRATIVE RULES	
Complaint Review; 1 Ill. Adm. Code 260	5960
Expedited Corrections; 1 Ill. Adm. Code 245	5962

NOTICES PURSUANT TO P.A. 87-823 (CONT'D)	
CORRECTIONS, DEPARTMENT OF	
Americans With Disabilities Act Grievance Procedure; 4 Ill. Adm. Code 475	10028
Freedom of Information; 2 Ill. Adm. Code 851	10029
Public Information, Rulemaking & Organization; 2 Ill. Adm. Code 850	10030
CRIMINAL JUSTICE INFORMATION AUTHORITY, ILLINOIS	
Operating Procedure for the Administration of Federal Funds; 20 Ill. Adm. Code 1520	11937
EAST ST. LOUIS COMMUNITY COLLEGE, BOARD OF TRUSTEES OF	
Public Information, Rulemaking & Organization; 2 Ill. Adm. Code 5100	11938
State Community College of East St. Louis; 23 Ill. Adm. Code 1600	11939
EDUCATION, STATE BOARD OF	
Access to Information of the State Board of Education Under the Freedom of Information Act;	
2 Ill. Adm. Code 5001	9130
Contested Cases & Other Formal Hearings; 23 Ill. Adm. Code 475	9131
Driver Education; 23 Ill. Adm. Code 252	9132
Health Examinations & Immunizations; 23 Ill. Adm. Code 625	9133
Hearings Before the State Teacher Certification Board; 23 Ill. Adm. Code 480	9134
Public Information, Rulemaking & Organization; 2 Ill. Adm. Code 5000	9135
Vocational Education; 23 Ill. Adm. Code 254	9136
EDUCATIONAL FACILITIES AUTHORITY, ILLINOIS	
Public Information, Rulemaking & Organization; 2 Ill. Adm. Code 5200	9760
EMPLOYMENT SECURITY, DEPARTMENT OF	
Administrative Hearings & Appeals; 56 Ill. Adm. Code 2725	9137
Freedom of Information; 2 Ill. Adm. Code 1301	10031
General Provisions; 56 Ill. Adm. Code 2960	9138
ENVIRONMENTAL PROTECTION AGENCY	
Procedures for Contested Care Hearings; 35 Ill. Adm. Code 168	8321
Procedures for Informational & Quasi-Legislative Public Hearings; 35 Ill. Adm. Code 164	8322
Procedures for Permit & Closure Plan Hearings; 35 Ill. Adm. Code 166	8323
Public Information, Rulemaking & Organization; 2 Ill. Adm. Code 1825	8324
Technical Policy Statements; 35 Ill. Adm. Code 653	11940
ETHICS, BOARD OF	
Freedom of Information; 2 Ill. Adm. Code 1601	8093
Public Information, Rulemaking & Organization; 2 Ill. Adm. Code 1600	8094
FARM DEVELOPMENT AUTHORITY, ILLINOIS	
Ill. Farm Development Authority; 8 Ill. Adm. Code 1400	11241
FINANCIAL INSTITUTIONS, DEPARTMENT OF	
Consumer Installment Loan Act; 83 Ill. Adm. Code 110	7100

NOTICES PURSUANT TO P.A. 87-823 (CONT'D)

JOINT COMMITTEE ON ADMINISTRATIVE RULES (CONT'D)
Five-Year Evaluation of All Existing Rules; 1 III. Adm. Code 250
General Policies; 1 III. Adm. Code 210
Review of Emergency Rulemaking; 1 III. Adm. Code 230
Review of Peremptory Rulemaking; 1 III. Adm. Code 240
Review of Proposed Rulemaking; 1 III. Adm. Code 220

JUDGES RETIREMENT SYSTEM

Public Information, Rulemaking & Organization; 2 III. Adm. Code 325

LABOR, ILLINOIS DEPARTMENT OF

Health & Safety; 56 III. Adm. Code 350
III. Child Labor Law; 56 III. Adm. Code 250
Nurse Agency Licensing Act; 68 III. Adm. Code 690
Prevailing Wage Hearing Procedures; 56 III. Adm. Code 100
Rules & Regs. Relating to the Regulations of Private Employment Agencies; 68 III. Adm. Code 680709
Six Day Week Law; 56 III. Adm. Code 220

LABOR RELATIONS BOARDS, ILLINOIS STATE/LOCAL

Five-Year Evaluation of All Existing Rules; 2 III. Adm. Code 2500
Hearing Procedures; 80 III. Adm. Code 1105
Public Information, Rulemaking, Organization & Personnel; 2 III. Adm. Code 1675
Unfair Labor Practice Procedures; 80 III. Adm. Code 1120

LEGISLATIVE INFORMATION SYSTEM

Public Information, Rulemaking & Organization; 2 III. Adm. Code 150

LEGISLATIVE REFERENCE BUREAU

Public Information, Rulemaking & Organization; 2 III. Adm. Code 200

LEGISLATIVE TRAVEL CONTROL BOARD

Public Information, Rulemaking & Organization; 2 III. Adm. Code 225

LIQUOR CONTROL COMMISSION

III. Liquor Control Commission, The; 11 III. Adm. Code 100
Public Information, Rulemaking & Organization; 2 III. Adm. Code 2075

LOTTERY, DEPARTMENT OF THE

Hearing Rules (Transferred); 11 III. Adm. Code 1600
Hearings; 11 III. Adm. Code 1700
Lottery (General); 11 III. Adm. Code 1770
Procedural Rules (Deleted); 11 III. Adm. Code 1635

MENTAL HEALTH AND DEVELOPMENTAL DISABILITIES, DEPARTMENT OF

Family Assistance & Home-Based Support Programs for Persons with Mental Disabilities; 59 III. Adm. Code 117

NOTICES PURSUANT TO P.A. 87-823 (CONT'D)

MENTAL HEALTH AND DEVELOPMENTAL DISABILITIES, DEPARTMENT OF (CONT'D)
Freedom of Information; 2 III. Adm. Code 1026
Medicaid Community Mental Health Services Program; 59 III. Adm. Code 132
Minimum Standards for Certification of Developmental Training Programs; 59 III. Adm. Code 119
Minimum Standards for Licensure of Community Residential Alternatives; 59 III. Adm. Code 113
Public Information, Rulemaking & Organization; 2 III. Adm. Code 1025

MILITARY AFFAIRS, DEPARTMENT OF

Freedom of Information Procedures; 2 III. Adm. Code 1376
Rulemaking Procedures & Department Organization; 2 III. Adm. Code 1375

MINES & MINERALS, DEPARTMENT OF

Freedom of Information Rules; 2 III. Adm. Code 1051
III. Oil & Gas Act, The; 62 III. Adm. Code 240
III. Surface Coal Mining Operations; 62 III. Adm. Code 280

NATURES PRESERVES COMMISSION

Public Information, Rulemaking & Organization; 2 III. Adm. Code 2150

NUCLEAR SAFETY, DEPARTMENT OF

Administrative Hearings; 32 III. Adm. Code 200
Americans With Disabilities Act Grievance Procedure; 4 III. Adm. Code 175
Freedom of Information Procedures; 2 III. Adm. Code 1076
Public Information, Rulemaking & Organization; 2 III. Adm. Code 1075

PROFESSIONAL REGULATION, DEPARTMENT OF

Access to Information; 2 III. Adm. Code 1326
Clinical Social Work & Social Work Practice Act; 68 III. Adm. Code 1470
Funeral Directors and Embalmers Act; 68 III. Adm. Code 1250
Medical Practice Act of 1987; 68 III. Adm. Code 1285
Nursing Home Administrators Licensing & Disciplinary Act; 68 III. Adm. Code 1310
Optometric Practice Act of 1987; 68 III. Adm. Code 1320
Real Estate License Act of 1983; 68 III. Adm. Code 1450
Rules of Practice in Administrative Hearings; 68 III. Adm. Code 1110

PUBLIC AID, DEPARTMENT OF

Freedom of Information; 2 III. Adm. Code 1101
Practice in Administrative Hearings; 89 III. Adm. Code 104
Public Information, Rulemaking & Organization; 2 III. Adm. Code 1100

PUBLIC COUNSEL, OFFICE OF THE

Freedom of Information; 2 III. Adm. Code 2701
Organization, Rulemaking & Public Access; 2 III. Adm. Code 2700

NOTICES PURSUANT TO P.A. 87-823 (CONT'D)

PUBLIC HEALTH, DEPARTMENT OF (CONT'D)
Ambulatory Surgical Treatment Center Licensing Requirements; 77 Ill. Adm. Code 205 11242
Driver License Medical Advisory Board; 77 Ill. Adm. Code 525 11243
Freedom of Information; 2 Ill. Adm. Code 1126 11244
Grade A Pasteurized Milk & Milk Products; 77 Ill. Adm. Code 775 11245
Ill. Home Health Agency Code; 77 Ill. Adm. Code 245 11246
Preventative Health & Health Services Block Grant Programs; 77 Ill. Adm. Code 960 11247
Public Information, Rulemaking & Organization Code; 2 Ill. Adm. Code 1125 11248
Recreational Area Code; 77 Ill. Adm. Code 800 11249
Regional Perinatal Health Care Code; 77 Ill. Adm. Code 640 11250
Rules & Regs. to Carry Out Provisions of Titles XVIII & XIX of the Social Security Act Relating to Skilled Nursing & Intermediate Care Facilities; 77 Ill. Adm. Code 420 11251
Rules of Practice & Procedure in Administrative Hearings; 77 Ill. Adm. Code 100 11252
Rules of Practice & Procedure in Administrative Hearings Held Pursuant to Sections 2-110(d) & 3-410 of the Nursing Home Care Reform Act of 1979; 77 Ill. Adm. Code 430 11253
Standards for Approval of Milk Laboratories; 77 Ill. Adm. Code 463 11254
Testing of Breath, Blood & Urine for Alcohol &/or Other Drugs; 77 Ill. Adm. Code 510 11255
WIC Vendor Management Code; 77 Ill. Adm. Code 672 11256

PUBLIC HEALTH, DEPARTMENT OF/HEALTH FACILITIES PLANNING BOARD

Appropriateness Review; 77 Ill. Adm. Code 1250 11257
Criteria & Procedure for Recognition of Area Wide Health Planning Organizations for Health Facilities Planning; 77 Ill. Adm. Code 1170 11258
Health Facilities Planning Procedural Rules; 77 Ill. Adm. Code 1130 11259
Practice & Procedure in Administrative Hearings; 77 Ill. Adm. Code 1180 11260
Processing, Classification Policies & Review Criteria; 77 Ill. Adm. Code 1110 11944
Public Information, Rulemaking & Organization; 2 Ill. Adm. Code 1925 11261

REGENTS, BOARD OF

Joint Rules of the Board of Regents, the Board of Governors of State Colleges & Universities, the Board of Trustees of the University of Ill., & the Board of Trustees of Southern Ill. University: Procurement & Bidding; The; 44 Ill. Adm. Code 525 7105
Public Information, Rulemaking & Organization; 2 Ill. Adm. Code 5075 7106

REHABILITATION SERVICES, DEPARTMENT OF

Access to Public Records; 2 Ill. Adm. Code 1176 9142
Public Information, Rulemaking, Department Organization; 2 Ill. Adm. Code 1175 9143

REVENUE, DEPARTMENT OF

Freedom of Information; 2 Ill. Adm. Code 1201 10038
Practice & Procedure for Hearings Before the Ill. Department of Revenue; 86 Ill. Adm. Code 20010039

RURAL BOND BANK, ILLINOIS

General Rules; 47 Ill. Adm. Code 400 14067

NOTICES PURSUANT TO P.A. 87-823 (CONT'D)

SAVINGS AND RESIDENTIAL FINANCE, COMMISSIONER OF
Ill. Savings & Loan Act of 1985; 38 Ill. Adm. Code 1000 14207
Residential Mortgage License Act of 1987; 38 Ill. Adm. Code 1050 14208
Savings & Loan Board; 38 Ill. Adm. Code 500 14209

SECRETARY OF STATE

Business Corporation Act; 14 Ill. Adm. Code 150 8330
Commercial Driver Training Schools; 92 Ill. Adm. Code 1060 9761
Departmental Duties; 2 Ill. Adm. Code 552 8331
Department of Personnel; 80 Ill. Adm. Code 420 8332
Merit Commission; 80 Ill. Adm. Code 50 8592
Merit Commission, Public Information, Rulemaking & Organization; 2 Ill. Adm. Code 555 8593
Freedom of Information; 2 Ill. Adm. Code 551 8333
Public Information, Rulemaking & Organization; 2 Ill. Adm. Code 550 8334
Regs. Under the Ill. Securities Law of 1953; 14 Ill. Adm. Code 130 10040

SOUTHERN ILLINOIS UNIVERSITY, BOARD OF TRUSTEES OF

Public Information, Rulemaking & Organization; 2 Ill. Adm. Code 5125 8335

STATE COLLEGES AND UNIVERSITIES, BOARD OF GOVERNORS OF

Public Information, Rulemaking & Organization; 2 Ill. Adm. Code 5025 7107

STATE EMPLOYEES' RETIREMENT SYSTEM OF ILLINOIS

Public Information, Rulemaking & Organization; 2 Ill. Adm. Code 2375 8336

STATE POLICE, DEPARTMENT OF

Law Enforcement Agencies Data Systems (LEADS); 20 Ill. Adm. Code 1240 11945

STATE'S ATTORNEYS APPELLATE PROSECUTOR, OFFICE OF THE

Freedom of Information (Transferred); 2 Ill. Adm. Code 301 8594
Freedom of Information; 2 Ill. Adm. Code 351 8595
Public Information, Rulemaking & Organization (Transferred); 2 Ill. Adm. Code 300 8596
Public Information, Rulemaking & Organization; 2 Ill. Adm. Code 350 8597

TRANSPORTATION, DEPARTMENT OF

Construction & Maintenance of Dams; 92 Ill. Adm. Code 702 8337
Floodway Construction in Northeastern Ill.; 92 Ill. Adm. Code 708 8338
Public Information, Rulemaking & Organization; 2 Ill. Adm. Code 1225 8339
Rates To Be Charged By Official Testing Stations For Second Division Vehicles Other Than School Buses; 92 Ill. Adm. Code 454 8340
Request for Public Records; 2 Ill. Adm. Code 1226 8341
Rochelle Municipal Airport Hazard Zoning Regs.; 92 Ill. Adm. Code 76 8342
Rulemaking Procedures; 92 Ill. Adm. Code 102 8343

TREASURER, OFFICE OF THE STATE

Access to Information; 2 Ill. Adm. Code 651 7108

NOTICES PURSUANT TO P.A. 87-823 (CONT'D)
TREASURER, OFFICE OF THE STATE (CONT'D)
 General Provisions; 80 Ill. Adm. Code 640

UNIVERSITIES CIVIL SERVICES SYSTEM, STATE
 Public Information, Rulemaking & Organization; 2 Ill. Adm. Code 5350

EXECUTIVE ORDERS AND PROCLAMATIONS

EXECUTIVE ORDERS

- 92-7 Sexual Harassment in State Agencies
- 93-1 An Executive Order Reorganizing Divisions Within The Department of State Police
- 93-2 Executive Order On Implementation Of Task Force's Re-Evaluation Of Illinois Social Service Programs
- 93-3 Executive Order Creating The Office Of Inspector General At The Department Of Children And Family Services
- 93-4 Major Disaster Counties/Income Tax Extension/Motor Fuel Tax Act Licensing Or Permits Suspended
- 93-4 Amendment to Executive Order Number Four (1993) Regarding The Great Flood of 1993
- 93-5 Emergency Financing Powers In Connection With The Great Flood Of 1993
- 93-6 Family Preservation Task Force
- 93-7 Flood Transfer II

PROCLAMATIONS

- 92-554 Dave Magee Day
- 92-555 Robert Beckwith Day
- 92-556 Arnold Kanter Day
- 92-557 Florsheim Shoe Company Year
- 92-558 Afro-American History Month
- 92-559 American History Month
- 92-560 Centennial Date For The Village of Cary, Illinois
- 92-561 Dominican Sisters of Springfield, Illinois Recognized
- 92-562 Phi Delta Kappa Presentation
- 92-563 Veterinary Medical Education Week
- 92-564 Santa's Secretaries Days
- 92-565 Phil Georgeff Day
- 92-566 Red Cloud Native American Week
- 93-001 Autism Week
- 93-002 George Pradel Day
- 93-003 Lewis University Year
- 93-004 School Social Work Week
- 93-005 Ernest R. Jenkins Day
- 93-006 Land Surveyors' Month
- 93-007 Quincy Salvation Army/100th Birthday
- 93-008 Dr. Martin Luther King Day

PROCLAMATIONS (CONT'D)

- 93-009 Operation Uplift Day
- 93-010 Mid-America Housing Expo Days
- 93-011 Child Abuse Awareness Day
- 93-012 Cardiac Rehabilitation Week
- 93-013 Seed Month
- 93-002 George Pradel Day (Revised)
- 93-014 Activity Professionals Day
- 93-015 Black Data Processing Associates Day
- 93-016 Braille Literacy Week
- 93-017 Sales and Marketing Month
- 93-018 Mike Fisher Day
- 93-019 Brookfield Centennial Celebration Year
- 93-020 Financial Aid Awareness Month
- 93-021 Girls and Women In Sports Day
- 93-022 Snowmobile Safety Week
- 93-023 Travel Agent Appreciation Week
- 93-024 Women's Reproductive Health Day
- 93-025 Little City Foundation-World's Largest Indoor Super Bowl Party Day
- 93-026 Catholic Schools Week/Catholic Schools Appreciation Day
- 93-027 Park Ridge Community Church Sesquicentennial Day
- 93-028 Music In Our Schools Day
- 93-029 Engineers Week
- 93-030 Future Business Leaders Of America-Phi Beta Lambda Week
- 93-031 Melba Johnson Day
- 93-032 Nutrition Month
- 93-033 Black Nurses' Day
- 93-034 Child Passenger Safety Awareness Week
- 93-035 Lithuanian Independence Day
- 93-036 FFA Week
- 93-037 Jaycee Child Identification Day
- 93-038 Frank W. Considine Day
- 93-039 Long-Term Care Administrators
- 93-040 Nursing Home Week
- 93-041 Agriculture Day
- 93-042 DuSable Museum of African American History Day
- 93-043 Licensed Practical Nurse Week
- 93-044 Gold Heart Day
- 93-045 Rural Electric And Telephone Youth Day
- 93-046 David Cray Day
- 93-047 Lewis And Clark Month
- 93-048 Youth Art Month
- 93-049 Business Opportunity Days
- 93-050 Dr. Charles Richard Drew Center For Health Sciences Continuing Education Day
- 93-051 Free Paper Week
- 93-052 Lutheran Schools Week

PROCLAMATIONS (CONT'D)		
93-053 Motorcycle Awareness Month		3573
93-054 Sarah Siddons Society Day		3573
93-055 Sertoma National Heritage Freedom Week		3574
93-056 Tornado Preparedness Week		3574
93-057 AFS Host Family Recognition Week		3693
93-058 Chronic Fatigue Syndrome Awareness Month		3694
93-059 Estonian Independence Day		3694
93-060 Foreign Language Week		3695
93-061 Hispanic Professional Engineers Days		3695
93-062 Human Services Week		3696
93-063 Illinois State Quartet Convention Week		3696
93-064 Independent Order of Foresters Day		3696
93-065 Jewish Culture Week		3697
93-066 Lioness Caramel Day		3697
93-067 Mt. Sinai Parenting Institute Day		3698
93-068 St. David's Day		3698
93-069 Federal Employee Of The Year Day		3699
93-070 U.S. Savings Bond Campaign Month		3699
93-071 Women's History Month		3700
93-072 Casimir Pulaski Day		3700
93-073 Midwest Area Of The Second Air Division Of The Eighth Air Force, World War II Days		3701
93-074 Denysia Bastas Day		3701
93-075 Dare Night With The Ambush		3913
93-076 U.S. Surgeon General's Hispanic/Latino Health Initiative Days		3913
93-077 Biomedical Equipment Technology Week		3913
93-078 Carthage High School Bluegirls Day		3914
93-079 Industry Appreciation Day		3915
93-080 Metropolitan Pier And Exposition Authority Employee Longevity Day		3915
93-081 Multiple Sclerosis Awareness Day		3916
93-082 La Petite Delta Day		5974
93-083 Mother of the Year Day		5974
93-084 Danube-Swabian Society of Chicago 40th Anniversary Day		5975
93-085 Drinking Water Week		5975
93-086 Illinois Day For Children		5976
93-087 Irish-American Heritage Month and St. Patrick's Day		5977
93-088 Lake and Watershed Management Month		5977
93-089 Professional Security Education Month		5978
93-090 STD Awareness Month		5978
93-091 Doctor's Day		5979
93-092 Eye Donor Awareness Month		5979
93-093 Tony Romano Day		5979
93-094 Tree City USA Month		5980
93-095 American POW Recognition Day		5980
93-096 International Week		5981
93-097 Police-Community Partnership Week		5981

PROCLAMATIONS (CONT'D)		
93-098 Senior 100 Honorary Day		5981
93-099 Contemporary Christian Music Month		5982
93-100 Emergency Medical Services Week		5982
93-101 Illinois Community College Month		5983
93-102 Professional Social Workers Month		5983
93-103 Volunteer Week		5984
93-104 Manny Weincond Day		6367
93-105 American Red Cross Month		6367
93-106 Army ROTC Week		6368
93-107 Breastfeeding Promotion Month		6368
93-108 Building Safety Week		6369
93-109 Call Before You Dig Month		6369
93-110 Chicago Reporter Congratulated		6370
93-111 Community Renewal Society Day		6370
93-112 Greek Independence Day		6593
93-113 Infant Welfare Society Day		6593
93-114 Mary Parsons Waters Day		6594
93-115 Nancy Beyer Day		6594
93-116 Nurses Week		6595
93-117 Student-Athlete Day		6595
93-118 Sexual Assault Awareness Month		6596
93-119 Preschool Immunization Week		6596
93-120 Arbor And Bird Day		6679
93-121 Disaster Areas - Calhoun, Henry, Jersey And Rock Island Counties		6905
93-122 Disaster Areas - Kane, Lake And McHenry Counties		6905
93-123 National Federation Of Independent Business Day		7111
93-124 National Crime Victim Rights Week		7112
93-125 "Just Say No" Week		7603
93-126 Stamp Collecting Week		7604
93-127 Retired Teachers Week		8098
93-128 Disaster Areas - Jackson And Alexander Counties		8344
93-129 National Association Of Insurance Women's Week		8344
93-130 Correctional Officer Week		9156
93-131 Polish Constitution Day		9156
93-132 Michael Jordan's Restaurant Day		9157
93-133 Cando Day		9158
93-134 Cytotechnology Day		9158
93-135 Fresh Fruit And Vegetable Month		9159
93-136 James W. Compton Day		9159
93-137 RP Awareness Day		9160
93-138 American Heart Association Day		9161
93-139 Charleston Area Senior Center Day		9161
93-140 Frozen Yogurt Month		9162
93-141 Girl Scout Troop 222 Week		9162
93-142 Korean Veterans Of Foreign Wars		9163
93-143 Mattoon Area Senior Center Day		9163

PROCLAMATIONS (CONT'D)

93-144 Mother's Day
93-145 Illinois Derby Day
93-146 Paul M. Harmon Jr. Day
93-147 Disaster Areas - Alexander, Massac, Pope And Pulaski Counties
93-148 Disaster Areas - Cook And DuPage Counties
93-149 Great Lakes Naval Training Center Should Be Retained And Fully Used
93-150 Operation Lifesaver Awareness Day
93-151 Copernicus Foundation Day
93-152 AIDS Awareness Week
93-153 American Industrial Hygiene Association Day
93-154 Chicago Academy For The Arts' Tribute To Jule Styne Day
93-155 Children's Memorial Day
93-156 Cornelia de Lange Awareness Day
93-157 Maritime Day
93-158 Real Estate Education Week
93-159 Safe Kids America Week
93-160 Senior Center Year
93-160 Senior Center Year (Revised)
93-161 Flag Celebration Week
93-162 Gateway Foundation Day
93-163 Greek Heritage Week
93-164 Illinois Agricultural Youth Institute Days
93-165 National Nurses Society On Addiction Days
93-166 Religious Freedom Day
93-167 Safety Week
93-168 Turkey Lover's Month
93-169 Women In The Know...Export Week
93-170 Youth Temperance Education Week
93-171 Enterprise Zone Week
93-172 National Depressive And Manic-Depressive Association Week
93-173 William Rainey Harper College Board of Trustees Acknowledged
93-174 Illinois Rivers Appreciation Month
93-175 Joint Civic Committee Of Italian Americans Day
93-176 Illinois Bell Operator Day
93-177 Karen Carlson Day
93-178 Genealogy Month
93-179 Week of the High Risk Child
93-180 Reverend Addie Wyatt Day
93-181 Women Employed Day
93-182 40 And 8 Week
93-183 George J. Cheung Appreciation Day
93-184 Israel Bonds Week
93-185 Korean War 40th Anniversary Day of Observance
93-186 Management Week
93-187 Russell Maryland Day
93-188 Safe Boating Week

PROCLAMATIONS (CONT'D)

93-189 Burl And Louise Chronister Day
93-190 Cancer Survivor Day
93-191 Gwendolyn Brooks Day
93-192 Certified Manager Day
93-193 International Alliance Of Theatrical Stage Employees And Moving Picture Machine Operators
93-194 Unclaimed Property Week
93-194 Unclaimed Property Week (Revised)
93-195 Father's Day
93-196 Bassmaster Superstars Day
93-197 Illinois Law Enforcement Torch Run For Special Olympics Recognition Week
93-198 Architecture In Illinois Days
93-199 Chestnut, Geo-Center Of Illinois Day
93-200 Genealogical Society Founders Day
93-201 Police Week
93-202 Bill Miller Day
93-203 Farmersville Day
93-204 Chemistry Week
93-205 Congregation B'Nai Jehoshua Beth Elohim Congratulated
93-206 Danville High School "Contemporaries"/1994 "Allied Musical Salute To Liberation Of France
93-207 Real Men Cook Day
93-208 WIC Week
93-209 American GI Forum Days
93-210 Amateur Radio Week
93-211 Family Life Week
93-212 Robert Dachman Day
93-213 Sri Chinmoy Peace Days
93-214 93rd Illinois Volunteer Infantry Day
93-215 Home Education Week
93-216 Economic Education Awareness Day
93-217 Holocaust Commemoration Month
93-218 Logistics Week
93-219 Medical Assistants Week
93-220 Medical Laboratory Week
93-221 Sky Awareness Week
93-222 Week Of The Young Child
93-223 Child Abuse Prevention Month
93-224 Cinco De Mayo Day
93-225 Coal Awareness Week
93-226 Draza Mihailovich Day
93-227 Foster Parent Appreciation Month
93-228 Junior High Student Government Month
93-229 Long-Term Care Nurses Week
93-230 Professional Secretaries Week/Professional Secretaries Day
93-231 Certified Nurse Assistant Day
93-232 Golden Gloves Days
93-233 Harold Washington Day

PROCLAMATIONS (CONT'D)

93-234 Lifeline Pilots Month	10667
93-235 Organ And Tissue Donor Awareness Week	10667
93-236 Gamma Phi Circus Week	10668
93-237 Queen Isabella Day	10668
93-238 HIV Talk Radio Day	10669
93-239 36th Infantry Division Day	10669
93-240 Alcohol Awareness Month	10670
93-241 Irvine L. Manning Day	10671
93-242 Public Health Month	10671
93-243 Surgical Technologists Week	10672
93-244 Telephone Operators' Week	10672
93-245 Asian And Pacific American Heritage Month	10673
93-246 Credit Education Week	10674
93-247 Day Of Remembrance Of The Victims Of The Holocaust	10674
93-248 Days Of Remembrance Of The Victims Of The Holocaust	10674
93-249 Dental Laboratory Technicians Week	10675
93-250 Rich Ludolph Day	10675
93-251 School Psychologists Association Week	10676
93-252 A Time To Shine: A Tribute To Health Care Volunteers Day	11262
93-253 Dinner Of Champions Day	11262
93-254 Internal Audit Month	11263
93-255 Buckle Up Kids Month	11263
93-256 Egg Month	11264
93-257 Exceptional Children's Week	11264
93-258 Groundwater Protection Month	11264
93-259 Law Day	11265
93-260 Mental Health Month	11266
93-261 Arts Week	11266
93-262 Better Hearing And Speech Month	11267
93-263 Garden Week	11267
93-264 High Blood Pressure Month	11268
93-265 Illinois Cancer Pain Awareness Day	11268
93-266 Keep America Beautiful Month	11269
93-267 Music Week	11269
93-268 Older Americans Month	11270
93-269 Staunton High School Bulldogs Day	11270
93-270 Student Council Week	11271
93-271 Lilac Time	11271
93-272 Clown Week	11272
93-273 Dr. James P. Paulissen Day	11272
93-274 Jesse White Day	11273
93-275 Father Raymond Baunhart Day	11274
93-276 WBEE, Charles Sherrell II, And Trutrie T. Day	11274
93-277 Black Child Development Week	11275
93-278 Celebration of Reading Day	11275
93-279 Pediatric Brain Injury Awareness Month	11276

PROCLAMATIONS (CONT'D)

93-280 Pioneers Across America for Alzheimer's Research Month	11276
93-281 World champion Chicago Bulls Three-Peat Day	11277
93-282 Disaster Areas-Counties Along Upper Mississippi River Basin, Rock River and Chain-of-Lakes Area	11946
93-283 Disaster Areas-Counties Along Rock River and Lower Mississippi River Basin	11946
93-284 Christian Heritage Week	11947
93-285 Jaycee Haunted House Week	11947
93-286 Bell Ringing Day	11948
93-287 B'Nai B'Rith 150th Anniversary Day	11948
93-288 Chatham jaycees Sweet Corn Festival 20th Anniversary Day	11949
93-289 Clark County Citizens Expressed Gratitude	11949
93-290 Coles County Citizens Expressed Gratitude	11950
93-291 DeWitt County Citizens Expressed Gratitude	11950
93-292 Edgar County Citizens Expressed Gratitude	11951
93-293 Greathouse Family Reunion Day	11951
93-294 Morgan County Citizens Expressed Gratitude	11951
93-295 Shelby County Citizens Expressed Gratitude	11952
93-296 Oak Park Sertoma Day	11952
93-297 Professional Security Month	11953
93-298 Vocational Education Week	11953
93-299 Disaster Area - City of Chicago	12468
93-300 Disaster Area - Greene County	12468
93-301 Reverend W. N. Daniel Day	12469
93-302 Day Of Prayer	12469
93-303 Later Impression Days	12470
93-304 Manufactured Housing Month	12470
93-305 Tomorrow's Leaders Day	12471
93-306 Park Livingston Day	12472
93-307 Childhood Cancer Awareness Week	12472
93-308 Therapeutic Recreation Week	12472
93-309 Bud Billiken Day	12473
93-310 Illinois Archery Week	12473
93-311 Korean War Veterans Recognition Day	12474
93-312 Korea Unification Day	12474
93-313 Networking Together: Women Of Colors Leadership Days	12475
93-314 Respect Lift Week	12475
93-315 Stephen Darius & Stanley Girenas Day	12476
93-316 Archaeology Awareness Week	12476
93-317 Hosiery Week	12477
93-318 Vocational Student Organization Week	12477
93-319 Rick McGraw Day	12478
93-320 Pat Cheffer Day	12478
93-321 Disaster Area - Scott County	13228
93-322 Disaster Areas - Brown, Cass, Knox, Morgan and Warren Counties	13228
93-323 Disaster Areas - Fulton, Mason And Peoria Counties	13648
93-324 Chamber Of Commerce Week	13649

PROCLAMATIONS (CONT'D)	
93-325 Converting Machinery And Materials Week	14221
93-326 Cool And Casual Day For MDA	14221
93-327 Hemochromatosis Screening Awareness Month	14222
93-328 Italian-American Day	14711
93-329 Michael Jordan Foundation Day	14711
93-330 Gold Star Mother's Day	14712
93-331 Housekeepers Week	14713
93-332 Jewish Children's Bureau Of Chicago Congratulated	14713
93-333 Leif Erickson Day	14714
93-334 Municipal Clerks Week	14714
93-335 Probation Officer Day	14715
93-336 PTA Membership Month	14715
93-337 Theatre Week In Illinois	14716
93-338 World War I And Its Ladies Week	15204
93-339 Customer Service Week	15204
93-340 Reflex Sympathetic Dystrophy Syndrome Week	15205
93-341 Teachers' Day	15206
93-342 Dental Hygiene Month	15206
93-343 Rehabilitation Professionals Week	15207
93-344 School's Open Safety Week	15207
93-345 Southern Gospel Music Month	15208
93-346 Statewide Affordable Housing Week	15208
93-347 Arts And Humanities Month	15209
93-348 Gang Awareness Week	15209
93-349 Bill Zahopoulos And Chris Tomaras Commended	15209
93-350 Women's Business Development Day	15210
93-351 National Basketball Players Association-Little City Foundation Day	15210
93-352 Illinois River Basin/Conserve And Properly Utilize	15211
93-353 India Independence Day	15211
93-354 Pakistan Independence Day	15212
93-355 Pakistan Independence Day (Revised)	15212
93-355 Polish Soldier Day	15213
93-356 Thai Heritage Day	15213
93-357 United Charities Family And Mental Health Services/Southwest's Mental Health Program Honored	15214
93-358 Disaster Area - Schuyler County	15214
93-359 Homeless Animals' Day	15215
93-360 Head Injury Awareness Month	15739
93-361 Hispanic Professional Achievement Week	15740
93-362 Lupus Awareness Month	15741
93-363 Physical Therapy Month	15741
93-364 Sleep Awareness Month	15742
93-365 Spinal Health Care Month	15742
93-366 Test And Check Your Smoke Detector Week	15743
93-367 World Food Day	15744
93-368 Charles N. Wheeler III Day	15744
93-369 Ukrainian Independence Day	15744

PROCLAMATIONS (CONT'D)	
93-370 American Energy Awareness Month	14221
93-371 SECA Kickoff Week	14221
93-372 Try American Day	14711
93-373 Special Session - Chicago Public Schools	14711
93-374 Community Education Week	14712
93-375 Richard H. Moy Day	14712
93-376 Dr. Edwin Archibald Lee Sr. Day	14713
93-377 Firefighters Appreciation Month	14713
93-378 Uruguay Day	14714
93-379 Dr. Duane Elbert Commended	14714
93-380 5 A Day Week	14715
93-381 Parliament Of World Religions Day	14715
93-382 Week Of Unity	14716
93-383 Child And Youth Care Worker Week	15204
93-384 Day Of The Working Parent	15204
93-385 Hispanic Heritage Month	15205
93-386 Hunter Education Week	15205
93-387 Hunting And Fishing Days	15206
93-388 Metric Week	15206
93-389 Vocational Education Week	15207
93-390 Bicentennial Of Orthodox Christianity In North America	15207
93-391 Continuity Of Care Week	15208
93-392 Easter Seal Homebound Week	15208
93-393 Illinois Judicial Council Day	15209
93-394 Iron Overload Diseases Awareness Week	15209
93-395 POW/MIA Recognition Day	15210
93-396 Chicago Latino Film Festival Days	15210
93-397 Constitution Week	15211
93-398 Decade Of Peace	15211
93-399 Chicago Teen Challenge Day	15212
93-400 Joyce E. Christensen Day	15212
93-401 Minority Enterprise Development Week	15213
93-402 Naval Order Of The United States Days	15213
93-403 Single Parents Day	15214
93-404 Women In Construction Week	15214
93-405 Women's Board Of Michael Reese Hospital Day	15215
93-406 Certified Professional Secretaries Month	15739
93-407 Crime Prevention Month	15739
93-408 German-American Day	15740
93-409 Lions Candy Day	15741
93-410 Osteopathic Medicine Week	15741
93-411 Amigos De Ser Day	15742
93-412 Mexican Independence Day	15742
93-413 D.A.R.E. Day	15743
93-414 Deaf Awareness Week	15743
93-415 Employment Equity Week	15744
93-416 Help Retarded Citizens Days	15744

PROCLAMATIONS (CONT'D)

93-417 Italian Heritage Month	15745
93-418 Travelers With Disabilities Awareness Week	15745
93-419 Illinois' Ambassadors Of Music To Europe	16266
93-420 Illinois Society For Respiratory Care Week	16266
93-421 Mental Illness Awareness Week	16266
93-422 Temporary Help Week	16267
93-423 Dr. Ellen Ochoa Day	16268
93-424 'Exit! Day	16268
93-425 Health Care Food Service Employees Week	16269
93-426 Treasure House Day	16269
93-427 German-American Day	16270
93-428 Sleep Awareness Month	16270
93-429 Disaster Area - Tazewell County	16271
93-430 Biomedical Sciences Appreciation Week	17586
93-431 Futures and Options Week	17586
93-432 Gift From The Heart Foundation Week	17587
93-433 Mothers of Twins Week	17587
93-434 Refugee Day	17587
93-435 Rett Syndrome Awareness Month	17588
93-436 Water Quality Awareness Week	17589
93-437 Domestic Violence Awareness Month	17589
93-438 Radiologic Technologists Week	17590
93-439 Steel Recycling Month	17590
93-440 Belleville West High School Marching Band/Ilinois' Ambassadors of Goodwill	18259
93-441 Consumers Week	18259
93-442 Dyslexia/Learning Disabilities Month	18260
93-443 Family Business Week	18260
93-444 GFWC Illinois Junior Week	18261
93-445 Perinatal Health Week	18261
93-446 Spirit of Love Day	18262
93-447 Swoope Month	18262
93-448 Breast Cancer Awareness Month	18263
93-449 Center For Belgian Culture Day	18263
93-450 Dutch-American Heritage Day	18264
93-451 Family Week	18264
93-452 Hispanic/Latino Mental Health Day	18265
93-453 Home Care Week	18265
93-454 Mammography Day	18266
93-455 Peryam And Kroll Week	18266
93-456 Safe Schools Week	18267
93-457 Stamp Collecting Month	18267
93-458 Chinese Double Ten Day	18268
93-459 Family Health Month	18268
93-460 Pet Month	18269

The Sections Affected Index lists, by Title, each Section of a Part on which rulemaking activity has occurred in this volume (calendar year) of the Register. The columns indicate the type of rulemaking activity and the action taken along with the page number on which the first page of the notice of rulemaking activity appeared. If a Section on which action is being taken in the current volume of the Register was proposed in a previous volume, the last two digits of the previous volume's year appear immediately after the page number separated by a slash (e.g. 11 Ill. Adm. Code 436.05 was proposed last year and adopted this year. The action entry reads: (P-15655/91; A-4520). The codes are listed below.

TYPE OF RULEMAKING

am = amendment to existing Section
cc = codification changes
n = new Section
r = repeal of existing Section
re = recodified
= renumbered

ACTION CODES

A = Adopted rule
C = Correction
P = Proposed Rule
E = Emergency rule
PP = Peremptory rule
M = Modification
W = Withdrawal
RQ = Request for Correction
A = Prohibited filing
S = Suspension
O = JCAR Objection
R = Refusal to Modify
F = Failure to Remedy
Objections Objection
RC = Recommendation
EC = Expedited Correction
CC = Codification Changes

ILLINOIS REGISTER

Volume 17, Issue #42	SECTIONS AFFECTED INDEX	October 15, 1993
<p> 1. THE 1993-1994 BUDGET 2. THE 1993-1994 BUDGET 3. THE 1993-1994 BUDGET 4. THE 1993-1994 BUDGET 5. THE 1993-1994 BUDGET 6. THE 1993-1994 BUDGET 7. THE 1993-1994 BUDGET 8. THE 1993-1994 BUDGET 9. THE 1993-1994 BUDGET 10. THE 1993-1994 BUDGET 11. THE 1993-1994 BUDGET 12. THE 1993-1994 BUDGET 13. THE 1993-1994 BUDGET 14. THE 1993-1994 BUDGET 15. THE 1993-1994 BUDGET 16. THE 1993-1994 BUDGET 17. THE 1993-1994 BUDGET 18. THE 1993-1994 BUDGET 19. THE 1993-1994 BUDGET 20. THE 1993-1994 BUDGET 21. THE 1993-1994 BUDGET 22. THE 1993-1994 BUDGET 23. THE 1993-1994 BUDGET 24. THE 1993-1994 BUDGET 25. THE 1993-1994 BUDGET 26. THE 1993-1994 BUDGET 27. THE 1993-1994 BUDGET 28. THE 1993-1994 BUDGET 29. THE 1993-1994 BUDGET 30. THE 1993-1994 BUDGET 31. THE 1993-1994 BUDGET 32. THE 1993-1994 BUDGET 33. THE 1993-1994 BUDGET 34. THE 1993-1994 BUDGET 35. THE 1993-1994 BUDGET 36. THE 1993-1994 BUDGET 37. THE 1993-1994 BUDGET 38. THE 1993-1994 BUDGET 39. THE 1993-1994 BUDGET 40. THE 1993-1994 BUDGET 41. THE 1993-1994 BUDGET 42. THE 1993-1994 BUDGET 43. THE 1993-1994 BUDGET 44. THE 1993-1994 BUDGET 45. THE 1993-1994 BUDGET 46. THE 1993-1994 BUDGET 47. THE 1993-1994 BUDGET 48. THE 1993-1994 BUDGET 49. THE 1993-1994 BUDGET 50. THE 1993-1994 BUDGET 51. THE 1993-1994 BUDGET 52. THE 1993-1994 BUDGET 53. THE 1993-1994 BUDGET 54. THE 1993-1994 BUDGET 55. THE 1993-1994 BUDGET 56. THE 1993-1994 BUDGET 57. THE 1993-1994 BUDGET 58. THE 1993-1994 BUDGET 59. THE 1993-1994 BUDGET 60. THE 1993-1994 BUDGET 61. THE 1993-1994 BUDGET 62. THE 1993-1994 BUDGET 63. THE 1993-1994 BUDGET 64. THE 1993-1994 BUDGET 65. THE 1993-1994 BUDGET 66. THE 1993-1994 BUDGET 67. THE 1993-1994 BUDGET 68. THE 1993-1994 BUDGET 69. THE 1993-1994 BUDGET 70. THE 1993-1994 BUDGET 71. THE 1993-1994 BUDGET 72. THE 1993-1994 BUDGET 73. THE 1993-1994 BUDGET 74. THE 1993-1994 BUDGET 75. THE 1993-1994 BUDGET 76. THE 1993-1994 BUDGET 77. THE 1993-1994 BUDGET 78. THE 1993-1994 BUDGET 79. THE 1993-1994 BUDGET 80. THE 1993-1994 BUDGET 81. THE 1993-1994 BUDGET 82. THE 1993-1994 BUDGET 83. THE 1993-1994 BUDGET 84. THE 1993-1994 BUDGET 85. THE 1993-1994 BUDGET 86. THE 1993-1994 BUDGET 87. THE 1993-1994 BUDGET 88. THE 1993-1994 BUDGET 89. THE 1993-1994 BUDGET 90. THE 1993-1994 BUDGET 91. THE 1993-1994 BUDGET 92. THE 1993-1994 BUDGET 93. THE 1993-1994 BUDGET 94. THE 1993-1994 BUDGET 95. THE 1993-1994 BUDGET 96. THE 1993-1994 BUDGET 97. THE 1993-1994 BUDGET 98. THE 1993-1994 BUDGET 99. THE 1993-1994 BUDGET 100. THE 1993-1994 BUDGET 101. THE 1993-1994 BUDGET 102. THE 1993-1994 BUDGET 103. THE 1993-1994 BUDGET 104. THE 1993-1994 BUDGET 105. THE 1993-1994 BUDGET 106. THE 1993-1994 BUDGET 107. THE 1993-1994 BUDGET 108. THE 1993-1994 BUDGET 109. THE 1993-1994 BUDGET 110. THE 1993-1994 BUDGET 111. THE 1993-1994 BUDGET 112. THE 1993-1994 BUDGET 113. THE 1993-1994 BUDGET 114. THE 1993-1994 BUDGET 115. THE 1993-1994 BUDGET 116. THE 1993-1994 BUDGET 117. THE 1993-1994 BUDGET 118. THE 1993-1994 BUDGET 119. THE 1993-1994 BUDGET 120. THE 1993-1994 BUDGET 121. THE 1993-1994 BUDGET 122. THE 1993-1994 BUDGET 123. THE 1993-1994 BUDGET 124. THE 1993-1994 BUDGET 125. THE 1993-1994 BUDGET 126. THE 1993-1994 BUDGET 127. THE 1993-1994 BUDGET 128. THE 1993-1994 BUDGET 129. THE 1993-1994 BUDGET 130. THE 1993-1994 BUDGET 131. THE 1993-1994 BUDGET 132. THE 1993-1994 BUDGET 133. THE 1993-1994 BUDGET 134. THE 1993-1994 BUDGET 135. THE 1993-1994 BUDGET 136. THE 1993-1994 BUDGET 137. THE 1993-1994 BUDGET 138. THE 1993-1994 BUDGET 139. THE 1993-1994 BUDGET 140. THE 1993-1994 BUDGET 141. THE 1993-1994 BUDGET 142. THE 1993-1994 BUDGET 143. </p>		

TITLE 1 (CONT'D)			1270.220	n	(A-14659)
260.1300	am	(P-13233)	1270.310	n	(A-14659)
260.Ex.A		(CC-5960)	1270.320	n	(A-14659)
260.Ex.B		(CC-5960)	1270.410	n	(A-14659)
260.Ex.C	am	(P-13233)	1270.420	n	(A-14659)
260.Ex.D	am	(P-13233)	1270.510	n	(A-14659)
300.100	am	(P-11391/92; A-1511)	1270.520	n	(A-14659)
300.200	am	(P-11391/92; A-1511)	1270.530	n	(A-14659)
300.300	r	(P-11391/92; A-1511)	1551.Ap.B	am	(A-16500)
300.400	am	(P-11391/92; A-1511)	1600.100		(CC-8094)
300.Ap.A	r	(P-11391/92; A-1511)	1601.10		(CC-8093)
			1976.10		(CC-13226)
			2075.100		(CC-8096)
			2150.		(CC-8097)
			5001.600	n	(A-14913)
			5175.		(CC-6904)
			5176.		(CC-6903)
TITLE 3					
			800.20	n	(P-15828/92; A-6513)
			850.10	n	(P-15832/92; A-6517)
TITLE 4					
			125.10	n	(P-2283/92; A-1811)
			125.20	n	(P-2283/92; A-1811)
			125.30	n	(P-2283/92; A-1811)
			125.40	n	(P-2283/92; A-1811)
			125.50	n	(P-2283/92; A-1811)
			125.60	n	(P-2283/92; A-1811)
			125.70	n	(P-2283/92; A-1811)
			125.80	n	(P-2283/92; A-1811)
			125.Ap.A	n	(P-2283/92; A-1811)
			150.10	n	(P-1263)
			150.20	n	(P-1263)
			150.30	n	(P-1263)
			150.40	n	(P-1263)
			150.50	n	(P-1263)
			150.60	n	(P-1263)
			200.1	n	(P-1954/92; A-2200)
			200.2	n	(P-1954/92; A-2200)
			200.20	n	(P-1954/92; A-2200)
			200.30	n	(P-1954/92; A-2200)
			200.50	n	(P-1954/92; A-2200)
			200.60	n	(P-1954/92; A-2200)
			200.70	n	(P-1954/92; A-2200)
			225.10	n	(P-7749/92; A-2945)
			225.20	n	(P-7749/92; A-2945)
			225.30	n	(P-7749/92; A-2945)
TITLE 2					
550.210	am	(A-9986)			
550.Tb.A	am	(A-9986)			
560.100	n	(P-17877)			
560.200	n	(P-17877)			
560.205	n	(P-17877)			
560.210	n	(P-17877)			
560.220	n	(P-17877)			
560.300	n	(P-17877)			
560.305	n	(P-17877)			
560.310	n	(P-17877)			
560.315	n	(P-17877)			
560.320	n	(P-17877)			
560.330	n	(P-17877)			
560.340	n	(P-17877)			
560.345	n	(P-17877)			
560.350	n	(P-17877)			
560.360	n	(P-17877)			
560.365	n	(P-17877)			
560.370	n	(P-17877)			
560.375	n	(P-17877)			
560.380	n	(P-17877)			
560.385	n	(P-17877)			
560.390	n	(P-17877)			
560.395	n	(P-17877)			
560.400	n	(P-17877)			
560.402	n	(P-17877)			
560.405	n	(P-17877)			
560.410	n	(P-17877)			
560.420	n	(P-17877)			
825.110		(CC-8092)			
951.		(CC-13227)			
1200.100	n	(A-7054)			
1270.110	n	(A-14659)			
1270.120	n	(A-14659)			
1270.210	n	(A-14659)			

ILLINOIS REGISTER

	Volume 17, Issue #42	SECTIONS AFFECTED INDEX	October 15, 1993
--	----------------------	-------------------------	------------------

TITLE 4 (CONT'D)			900.10	900.10	(P-9273/92; A-9887)
225.40	n	(P-7749/92; A-2945)	900.20	n	(P-9273/92; A-9887)
225.50	n	(P-7749/92; A-2945)	900.30	n	(P-9273/92; A-9887)
225.60	n	(P-7749/92; A-2945)	900.40	n	(P-9273/92; A-9887)
225.70	n	(P-7749/92; A-2945)	900.50	n	(P-9273/92; A-9887)
275	n	(A-7003/92; CC-1673)	900.60	n	(P-9273/92; A-9887)
300	n	(A-15102/92; CC-1673)	900.70	n	(P-9273/92; A-9887)
325	n	(A-8565/92; CC-1673)	925.100	n	(P-10534/92; A-8162)
350.110	n	(P-5582; A-9994)	925.110	n	(P-10534/92; A-8162)
350.120	n	(P-5582; A-9994)	925.120	n	(P-10534/92; A-8162)
350.130	n	(P-5582; A-9994)	925.130	n	(P-10534/92; A-8162)
350.140	n	(P-5582; A-9994)	925.140	n	(P-10534/92; A-8162)
350.150	n	(P-5582; A-9994)	925.150	n	(P-10534/92; A-8162)
350.160	n	(P-5582; A-9994)	925.160	n	(P-10534/92; A-8162)
350.170	n	(P-5582; A-9994)	925.Ap.A	n	(P-10534/92; A-8162)
350.180	n	(P-5582; A-9994)	975	n	(A-19806/92; CC-1673)
375	n	(A-15976/92; CC-1673)	1000	n	(A-20092/92; CC-1673)
400	n	(A-12439/92; CC-1673)	1025.10	n	(P-13188/92; A-8802)
475	n	(A-10423/92; CC-1673)	1025.20	n	(P-13188/92; A-8802)
500	n	(A-11426/92; CC-1673)	1025.30	n	(P-13188/92; A-8802)
550	n	(A-11744/92; CC-1673)	1025.40	n	(P-13188/92; A-8802)
575	n	(A-14621/92; CC-1673)	1025.50	n	(P-13188/92; A-8802)
700.101	n	(P-15684/92; A-6507)	1025.60	n	(P-13188/92; A-8802)
700.102	n	(P-15684/92; A-6507)	1025.70	n	(P-13188/92; A-8802)
700.103	n	(P-15684/92; A-6507)	1050.10	n	(P-17399/92; A-4185)
700.201	n	(P-15684/92; A-6507)	1050.20	n	(P-17399/92; A-4185)
700.202	n	(P-15684/92; A-6507)	1050.30	n	(P-17399/92; A-4185)
700.203	n	(P-15684/92; A-6507)	1050.40	n	(P-17399/92; A-4185)
700.204	n	(P-15684/92; A-6507)	1050.50	n	(P-17399/92; A-4185)
725	n	(A-11432/92; CC-1673)	1050.60	n	(P-17399/92; A-4185)
750	n	(A-11418/92; CC-1673)	1050.70	n	(P-17399/92; A-4185)
775.10	n	(P-13710/92; A-6499)	1075.10	n	(P-14182/92; A-142)
775.20	n	(P-17310/92; A-6499)	1075.20	n	(P-14182/92; A-142)
775.30	n	(P-17310/92; A-6499)	1075.30	n	(P-14182/92; A-142)
775.40	n	(P-17310/92; A-6499)	1075.40	n	(P-14182/92; A-142)
775.50	n	(P-17310/92; A-6499)	1075.50	n	(P-14182/92; A-142)
775.60	n	(P-17310/92; A-6499)	1075.60	n	(P-14182/92; A-142)
775.70	n	(P-17310/92; A-6499)	1075.70	n	(P-14182/92; A-142)
775.Ap.A	n	(P-17310/92; A-6499)	1100.10	n	(P-13483/92; A-14653)
800.10	n	(P-11988/92; A-11143)	1100.20	n	(P-13483/92; A-14653)
800.20	n	(P-11988/92; A-11143)	1100.30	n	(P-13483/92; A-14653)
800.30	n	(P-11988/92; A-11143)	1100.40	n	(P-13483/92; A-14653)
800.40	n	(P-11988/92; A-11143)	1100.50	n	(P-13483/92; A-14653)
800.50	n	(P-11988/92; A-11143)	1100.60	n	(P-13483/92; A-14653)
800.60	n	(P-11988/92; A-11143)	1100.70	n	(P-13483/92; A-14653)
800.70	n	(P-11988/92; A-11143)	1125.10	n	(P-4523; A-11435)
800.80	n	(P-11988/92; A-11143)	1125.20	n	(P-4523; A-11435)
800.Ap.A	n	(P-11988/92; A-11143)	1125.30	n	(P-4523; A-11435)

ILLINOIS REGISTER

Volume 17, Issue #42 SECTIONS AFFECTED INDEX October 15, 1993

TITLE 4 (CONT'D)

1125.40 n (P-4523; A-11435)
 1125.50 n (P-4523; A-11435)
 1125.60 n (P-4523; A-11435)
 1125.70 n (P-4523; A-11435)

TITLE 8

20.1 am (P-14739)
 40.5 am (P-14769)
 40.60 am (P-14769)
 40.80 am (P-14769)
 40.110 am (P-14769)
 40.170 am (P-14769)
 65.10 am (P-527; A-6749)
 65.100 am (P-527; A-6749)
 65.130 am (P-527; A-6749)
 65.140 am (P-527; A-6749)
 65.150 am (P-527; A-6749)
 65.170 am (P-527; A-6749)
 65.190 am (P-527; A-6749)
 65.200 am (P-527; A-6749)
 65.210 am (P-527; A-6749)
 65.220 am (P-527; A-6749)
 65.230 am (P-527; A-6749)
 75.5 am (P-14728)
 75.10 am (P-14728)
 75.40 r (P-14728)
 75.120 am (P-14728)
 75.180 am (P-14728)
 75.190 am (P-14728)
 75.200 am (P-14728)
 75.210 am (P-14728)
 75.Tb.A r (P-14728)
 75.Tb.B r (P-14728)
 85.5 am (P-14747)
 85.15 am (P-14747)
 85.50 am (P-14747)
 85.75 am (P-14747)
 85.100 am (P-14747)
 85.110 am (P-14747)
 85.115 am (P-14747)
 85.125 n (E-14052; P-14747)
 105.5 am (P-14781)
 105.10 am (P-14781)
 105.30 am (E-5910; P-6377;
 A-14010; P-14781)
 110.50 am (P-14717)
 110.80 am (P-14717)

110.90 am (P-14717)
 110.110 am (P-14717)
 115.80 am (E-5906; P-6373;
 A-14006)
 116.10 n (P-14761)
 116.20 n (P-14761)
 116.30 n (P-14761)
 125.100 am (PP-15725)
 125.260 am (PP-16238)
 125.270 am (PP-16238)
 125.390 am (PP-2063; PP-15725)
 256.10 n (PP-16238; PP-18215)
 256.20 n (PP-2063; PP-16238)
 256.30 n (P-14975/92; A-2189)
 256.40 n (P-14975/92; A-2189)
 256.50 n (P-14975/92; A-2189)
 256.60 n (P-14975/92; A-2189)
 256.70 n (P-14975/92; A-2189)
 256.80 n (P-14975/92; A-2189)
 256.90 n (P-14975/92; A-2189)
 257.10 n (P-14288)
 257.20 n (P-14288)
 257.30 n (P-14288)
 257.40 n (P-14288)
 257.50 n (P-14288)
 257.60 n (P-14288)
 257.70 n (P-14288)
 257.80 n (P-14288)
 257.90 n (P-14288)
 290.10 am (P-8347; W-13812)
 290.15 am (P-8347; W-13812)
 290.30 am (P-8347; W-13812)
 290.50 am (P-8347; W-13812)
 290.55 am (P-8347; W-13812)
 290.60 r (P-8347; W-13812)
 290.62 n (P-8347; W-13812)
 290.63 n (P-8347; W-13812)
 290.64 n (P-8347; W-13812)
 290.65 am (P-8347; W-13812)
 290.70 r (P-8347; W-13812)
 290.75 r (P-8347; W-13812)
 290.80 r (P-8347; W-13812)
 290.85 am (P-8347; W-13812)
 290.90 am (P-8347; W-13812)
 290.95 am (P-8347; W-13812)
 290.100 r (P-8347; W-13812)

SAL-5

ILLINOIS REGISTER

Volume 17, Issue #42 SECTIONS AFFECTED INDEX October 15, 1993

TITLE 8 (CONT'D)

290.105 am (P-8347; W-13812)
 290.110 am (P-8347; W-13812)
 290.150 am (P-8347; W-13812)
 290.155 am (P-8347; W-13812)
 290.160 r (P-8347; W-13812)
 290.162 n (P-8347; W-13812)
 290.163 n (P-8347; W-13812)
 290.164 n (P-8347; W-13812)
 290.165 am (P-8347; W-13812)
 290.170 r (P-8347; W-13812)
 290.175 r (P-8347; W-13812)
 290.180 r (P-8347; W-13812)
 290.185 am (P-8347; W-13812)
 290.190 r (P-8347; W-13812)
 290.195 am (P-8347; W-13812)
 290.200 r (P-8347; W-13812)
 290.205 r (P-8347; W-13812)
 290.210 am (P-8347; W-13812)
 290.212 n (P-8347; W-13812)
 290.215 am (P-8347; W-13812)
 700.Ap. 1 am (P-9781)
 750.10 n (P-1251; A-6965)
 750.20 n (P-1251; A-6965)
 750.30 n (P-1251; A-6965)
 750.40 n (P-1251; A-6965)
 1400.146 n (P-3956; A-15808)
 1400.147 am (P-8297/92; A-3618)
 1400.149 am (P-3956; A-15808)
 TITLE 11
 100.350 (CC-8095)
 205.10 n (P-3594; A-13615)
 205.20 n (E-6859; O-8085)
 205.20 n (P-3594; A-13615)
 205.30 n (E-6859; O-8085)
 205.30 n (P-3594; A-13615)
 205.40 n (E-6859; O-8085)
 205.40 n (P-3594; A-13615)
 205.50 n (E-6859; O-8085)
 205.50 n (P-3594; A-13615)
 205.60 n (E-6859; O-8085)
 205.60 n (P-3594; A-13615)
 205.70 n (E-6859; O-8085)

205.80 n (P-3594; A-13615)
 205.110 n (E-6859; O-8085)
 205.120 n (P-3594; A-13615)
 205.130 n (E-6859; O-8085)
 205.140 n (P-3594; A-13615)
 205.150 n (E-6859; O-8085)
 205.160 n (P-3594; A-13615)
 205.170 n (E-6859; O-8085)
 205.180 n (P-3594; A-13615)
 205.190 n (E-6859; O-8085)
 205.200 n (P-3594; A-13615)
 205.210 n (E-6859; O-8085)
 205.220 n (P-3594; A-13615)
 205.260 n (E-6859; O-8085)
 205.270 n (P-3594; A-13615)
 205.280 n (E-6859; O-8085)
 205.290 n (P-3594; A-13615)
 205.300 n (E-6859; O-8085)
 205.310 n (P-3594; A-13615)
 205.320 n (E-6859; O-8085)
 205.330 n (P-3594; A-13615)
 205.340 n (E-6859; O-8085)
 205.350 n (P-3594; A-13615)
 205.360 n (E-6859; O-8085)
 205.370 n (P-3594; A-13615)
 205.380 n (E-6859; O-8085)

SAL-6

TITLE 11 (CONT'D)		TITLE 11 (CONT'D)	
205.420	(P-3594) (E-6859; O-8085)	205.670	(P-3594) (E-6859; O-8085)
205.430	(P-3594) (E-6859; O-8085)	205.680	(P-3594) (E-6859; O-8085)
205.440	(P-3594) (E-6859; O-8085)	205.690	(P-3594) (E-6859; O-8085)
205.450	(P-3594) (E-6859; O-8085)	205.700	(P-3594) (E-6859; O-8085)
205.460	(P-3594) (E-6859; O-8085)	205.710	(P-3594) (E-6859; O-8085)
205.470	(P-3594) (E-6859; O-8085)	205.720	(P-3594) (E-6859; O-8085)
205.480	(P-3594) (E-6859; O-8085)	205.730	(P-3594) (E-6859; O-8085)
205.490	(P-3594) (E-6859; O-8085)	402.10	(P-14087)
205.500	(P-3594) (E-6859; O-8085)	402.30	(P-14087)
205.510	(P-3594) (E-6859; O-8085)	402.40	(P-14087)
205.520	(P-3594) (E-6859; O-8085)	402.160	(P-14087)
205.530	(P-3594) (E-6859; O-8085)	409.20	(P-14565)
205.540	(P-3594) (E-6859; O-8085)	502.220	(P-11367)
205.550	(P-3594) (E-6859; O-8085)	502.290	(P-11367)
205.560	(P-3594) (E-6859; O-8085)	509.10	(P-6955/92; A-3649)
205.570	(P-3594) (E-6859; O-8085)	509.20	(P-6955/92; A-3649)
205.580	(P-3594) (E-6859; O-8085)	509.30	(P-6955/92; A-3649)
205.590	(P-3594) (E-6859; O-8085)	509.40	(P-6955/92; A-3649)
205.600	(P-3594) (E-6859; O-8085)	509.50	(P-6955/92; A-3649)
205.610	(P-3594) (E-6859; O-8085)	509.60	(P-6955/92; A-3649)
205.620	(P-3594) (E-6859; O-8085)	509.70	(P-6955/92; A-3649)
205.630	(P-3594) (E-6859; O-8085)	509.80	(P-6955/92; A-3649)
205.640	(P-3594) (E-6859; O-8085)	509.90	(P-6955/92; A-3649)
205.650	(P-3594) (E-6859; O-8085)	509.95	(P-6955/92; A-3649)
205.660	(P-3594) (E-6859; O-8085)	509.100	(P-6955/92; A-3649)
		509.110	(P-6955/92; A-3649)
		509.130	(P-6955/92; A-3649)
		509.140	(P-6955/92; A-3649)
		509.150	(P-6955/92; A-3649)
		509.160	(P-6955/92; A-3649)
		509.170	(P-6955/92; A-3649)
		509.175	(P-6955/92; A-3649)
		509.190	(P-6955/92; A-3649)
		509.195	(P-6955/92; A-3649)
		509.200	(P-6955/92; A-3649)
		509.210	(P-6955/92; A-3649)
		509.220	(P-6955/92; A-3649)
		509.230	(P-6955/92; A-3649)
		509.240	(P-6955/92; A-3649)

TITLE 11 (CONT'D)		TITLE 11 (CONT'D)	
509.250	(P-6955/92; A-3649)	1409.138	(P-4158; A-12429)
509.260	(P-6955/92; A-3649)	1409.140	(P-4158; A-12429)
509.265	(P-6955/92; A-3649)	1409.150	(P-4158; A-12429)
509.270	(P-6955/92; A-3649)	1409.160	(P-4158; A-12429)
510.10	(P-15790)	1409.170	(P-4158; A-12429)
510.20	(P-15790)	1409.180	(P-4158; A-12429)
510.30	(P-6746; A-13612)	1409.185	(P-4158; A-12429)
		1411.120	(P-14094)
		1411.150	(P-14094)
510.40	(P-15790)	1411.250	(P-1372; A-12426)
510.60	(P-15790)	1413.44	(P-14090)
510.120	(P-15790)	1413.46	(P-14090)
510.130	(P-15790)	1413.100	(P-14090)
510.150	(P-15790)	1413.150	(P-13218/92; A-1628)
510.160	(P-15790)	1416.5	(P-12274)
510.170	(P-15790)	1424.170	(P-12133/92; A-3038)
510.180	(P-15790)	1424.175	(P-12133/92; A-3038)
510.200	(P-6746; A-13612)	1428.240	(P-3593; O-10011; RC-10012; M-12456; A-14049)
510.220	(P-4155; A-12423)		
510.230	(P-15790)		
510.240	(P-15790)		
1303.70	(P-1728; A-12437)	1440.10	(E-3683; O-6550)
1305.120	(P-2439/92; A-3034)	1440.20	(E-14181) (P-15799)
1305.130	(P-2439/92; A-3034)	1440.30	(E-14181) (P-15799)
1305.140	(P-2439/92; A-3034)	1440.40	(E-14181) (P-15799)
1318.30	(P-12271)	1440.50	(E-14181) (P-15799)
1402.20	(P-11372)	1440.60	(E-14181) (P-15799)
1402.30	(P-11372)	1440.70	(E-14181) (P-15799)
1402.50	(P-11372)	1440.80	(E-14181) (P-15799)
1402.70	(P-11372)	1770.20	(P-16738/92; C-8074)
1402.90	(P-11372)	1770.110	(P-16738/92; C-8074)
1402.120	(P-11372)	1770.170	(P-16738/92; C-8074)
1402.240	(P-11372)	1770.190	(P-16738/92; C-8074)
1402.245	(P-11372)		
1402.250	(P-11372)		
1402.260	(P-11372)		
1402.280	(P-11372)		
1409.10	(P-4158; A-12429)	150.20	(P-4167; A-11571)
1409.20	(P-4158; A-12429)	150.200	(P-4167; A-11571)
1409.310	(P-4158; A-12429)	150.210	(P-4167; A-11571)
1409.410	(P-4158; A-12429)	150.220	(P-4167; A-11571)
1409.510	(P-4158; A-12429)	150.240	(P-4167; A-11571)
1409.710	(P-4158; A-12429)	150.305	(P-4167; A-11571)
1409.810	(P-4158; A-12429)		
1409.100	(P-4158; A-12429)	150.400	(P-4167; A-11571)
1409.120	(P-4158; A-12429)	150.405	(P-4167; A-11571)
1409.130	(P-4158; A-12429)	150.420	(P-4167; A-11571)
1409.135	(P-4158; A-12429)	150.435	(P-4167; A-11571)
		150.470	(P-4167; A-11571)
		150.510	(P-4167; A-11571)

ILLINOIS REGISTER

Volume 17, Issue #42 SECTIONS AFFECTED INDEX October 15, 1993

TITLE 14 (CONT'D)

150.520	am	(P-4167; A-11571)	520.1030	am	(P-13691/92; A-1837)
150.520	am	(P-4167; A-11571)	1230.100	n	(P-9222/92; A-1859)
150.620	am	(P-4167; A-11571)	1230.110	n	(P-9222/92; A-1859)
150.621	n	(P-4167; A-11571)	1230.200	n	(P-9222/92; A-1859)
150.700	n	(P-4167; A-11571)	1230.210	n	(P-9222/92; A-1859)
150.705	n	(P-4167; A-11571)	1230.300	n	(P-9222/92; A-1859)
150.710	n	(P-4167; A-11571)	1230.310	n	(P-9222/92; A-1859)
150.720	n	(P-4167; A-11571)	1230.400	n	(P-9222/92; A-1859)
170.20	am	(P-13784/92; A-427)	1230.500	n	(P-9222/92; A-1859)
178.10	n	(P-13672)	1230.510	n	(P-9222/92; A-1859)
178.15	n	(P-13672)	1230.520	n	(P-9222/92; A-1859)
178.20	n	(P-13672)	1230.530	n	(P-9222/92; A-1859)
178.25	n	(P-13672)	1230.540	n	(P-9222/92; A-1859)
178.30	n	(P-13672)	TITLE 17		
178.35	n	(P-13672)	220.30	am	(P-19993/92; A-6760)
178.40	n	(P-13672)	220.60	am	(P-19993/92; A-6760)
178.45	n	(P-13672)	370.		(CC-8091)
178.55	n	(P-13672)	390.		(CC-8090)
178.60	n	(P-13672)	510.10	am	(P-4601; A-10775)
178.100	n	(P-13672)	530.10	am	(P-7138; A-15534)
178.105	n	(P-13672)	530.20	am	(P-7138; A-15534)
178.110	n	(P-13672)	530.70	am	(P-7138; A-15534)
178.115	n	(P-13672)	530.80	am	(P-7138; A-15534)
178.120	n	(P-13672)	530.90	am	(P-7138; A-15534)
178.125	n	(P-13672)	530.100	am	(P-7138; A-15534)
178.130	n	(P-13672)	530.105	am	(P-7138; A-15534)
178.135	n	(P-13672)	530.110	am	(P-7138; A-15534)
178.140	n	(P-13672)	530.115	am	(P-7138; A-15534)
178.145	n	(P-13672)	530.120	am	(P-7138; A-15534)
178.150	n	(P-13672)	550.10	am	(P-4622; A-10795)
178.155	n	(P-13672)	550.20	am	(P-4622; A-10795)
178.160	n	(P-13672)	550.30	am	(P-4622; A-10795)
178.165	n	(P-13672)	570.20	am	(P-4611; A-10785)
178.170	n	(P-13672)	570.30	am	(P-4611; A-10785)
178.175	n	(P-13672)			(P-12038)
178.180	n	(P-13672)	570.40	am	(P-4611; A-10785)
178.185	n	(P-13672)	590.10	am	(P-1658) (P-4554; A-16443)
510.20	am	(P-14318)	590.20	am	(P-4554; A-16443)
510.50	am	(P-14318)	590.25	am	(P-4554; A-16443)
510.60	am	(P-14318)	590.26	am	(P-4554; A-16443)
510.70	am	(P-14318)	590.30	am	(P-4554; A-16443)
510.80	am	(P-14318)	590.40	am	(P-4554; A-16443)
510.85	am	(P-14318)	590.50	am	(P-4554; A-16443)
520.520	n	(P-9791)	590.60	am	(P-4554; A-16443)
520.970	am	(P-13691/92; A-1837)	590.70	n	(P-4554; A-16443)
520.930	am	(P-13691/92; A-1837)	650.20	am	(P-4718; A-13468)
520.1020	am	(P-13691/92; A-1837)			

SAI-9

ILLINOIS REGISTER

Volume 17, Issue #42 SECTIONS AFFECTED INDEX October 15, 1993

TITLE 17 (CONT'D)

810.35	am	(P-4718; A-13468)	650.21	am	(P-4718; A-13468)
810.37	am	(P-4718; A-13468)	650.22	am	(P-4718; A-13468)
810.45	am	(P-4718; A-13468)	650.30	am	(P-4718; A-13468)
		(P-4718; A-13468)	650.40	am	(P-4718; A-13468)
		(P-4718; A-13468)	650.50	am	(P-4718; A-13468)
810.60	am	(P-4718; A-13468)	650.60	am	(P-4718; A-13468)
810.70	am	(P-4718; A-13468)	650.65	n	(P-4718; A-13468)
830.10	am	(P-4718; A-13468)	660.20	am	(P-4742; A-10865)
830.20	am	(P-4742; A-10865)	660.22	n	(P-4742; A-10865)
830.40	am	(P-4742; A-10865)	660.30	am	(P-4742; A-10865)
830.80	am	(P-4742; A-10865)	660.40	am	(P-4742; A-10865)
830.90	am	(P-4742; A-10865)	660.45	am	(P-4742; A-10865)
830.20	am	(P-4742; A-10865)	660.50	am	(P-4742; A-10865)
830.30	am	(P-4742; A-10865)	660.60	am	(P-4742; A-10865)
850.40	am	(P-4742; A-10865)	670.10	am	(P-15265/92; A-286)
950.50	am	(P-15265/92; A-286)	670.20	am	(P-4698; A-13452)
1010.25	am	(P-4698; A-13452)	670.30	am	(P-4698; A-13452)
1010.30	am	(P-4698; A-13452)	670.40	am	(P-4698; A-13452)
1030.25	am	(P-4698; A-13452)	670.50	am	(P-4698; A-13452)
1030.30	am	(P-15265/92; A-286)	670.60	am	(P-4698; A-13452)
1070.10	am	(P-4698; A-13452)			
1070.20	am	(P-12055)	680.10	am	(P-12055)
1070.30	am	(P-12055)	680.20	am	(P-12055)
1536.10	am	(P-12055)	680.40	am	(P-12055)
1536.25	am	(P-12055)	680.50	am	(P-12055)
1536.30	am	(P-12055)	680.80	am	(P-12055)
1536.40	am	(P-4672; A-10842)	710.10	am	(P-18181/92; A-3184)
1536.50	am	(P-18181/92; A-3184)	710.20	am	(P-18181/92; A-3184)
1536.60	am	(P-18181/92; A-3184)	710.30	am	(P-18181/92; A-3184)
1536.65	n	(P-18181/92; A-3184)	710.50	am	(P-18181/92; A-3184)
1536.70	am	(P-18181/92; A-3184)	715.10	am	(P-4689; A-10858)
1536.80	am	(P-4689; A-10858)	715.20	am	(P-4689; A-10858)
1536.90	am	(P-4689; A-10858)	715.21	n	(P-4689; A-10858)
1536.90	am	(P-4689; A-10858)	715.40	am	(P-4689; A-10858)
2530.20		(P-4689; A-10858)	720.10	am	(P-4689; A-10858)
2735.30	am	(P-4689; A-10858)	720.20	am	(P-4689; A-10858)
4000.110	am	(P-15260/92; A-281)	720.40	am	(P-4689; A-10858)
4000.120	am	(P-4689; A-10858)			
4000.130	am	(P-4689; A-10858)	730.10	am	(P-4689; A-10858)
4000.140	r	(P-15260/92; A-281)	730.20	am	(P-4539; A-10761)
4000.150	am	(P-4689; A-10858)	730.30	am	(P-4539; A-10761)
4000.160	am	(P-4539; A-10761)	740.10	am	(P-4539; A-10761)
4000.165	n	(P-4539; A-10761)	740.20	am	(P-4539; A-10761)
4000.170	am	(P-4539; A-10761)	810.20	am	(P-4757; A-10877)
4000.210	am	(P-4757; A-10877)			
4000.220	am	(P-4757; A-10877)			
4000.230	r	(P-17414/92; A-3853)			

SAI-10

ILLINOIS REGISTER

Volume 17, Issue #42 SECTIONS AFFECTED INDEX October 15, 1993

TITLE 17 (CONT'D)

4000.240	am	(P-12005; C-16249)	440.20	r	(P-16371/92; A-1519)
4000.250	am	(P-12005; C-16249)	460.12	am	(E-16212)
4000.260	am	(P-12005; C-16249)	460.20	am	(E-16212)
4000.270	am	(P-12005; C-16249)	501.40	am	(P-8396)
4000.280	n	(P-12005; C-16249)	501.60	am	(P-8396)
4000.310	r	(P-12005; C-16249)	502.110	am	(P-6394)
4000.320	r	(P-12005; C-16249)	525.140	am	(PP-1666; RQ-9150;
4000.410	r	(P-12005; C-16249)			C-10013; EC-11903)
4000.415	n	(P-12005; C-16249)	1230.10	am	(PP-8069)
4000.420	r	(P-12005; C-16249)	1230.20	am	(P-7768)
4000.425	n	(P-12005; C-16249)	1230.30	am	(P-7768)
4000.430	r	(P-12005; C-16249)	1230.40	#,n	(P-7768)
4000.435	n	(P-12005; C-16249)	1230.50	#,am	(P-7768)
4000.440	am	(P-12005; C-16249)	1230.60	n	(P-7768)
4000.450	r	(P-12005; C-16249)	1230.70	n	(P-7768)
4000.460	am	(P-12005; C-16249)	1230.80	n	(P-7768)
4000.465	n	(P-12005; C-16249)	1230.90	#, am	(P-7768)
4000.470	r	(P-12005; C-16249)	1230.100	n	(P-7768)
4000.475	n	(P-12005; C-16249)	1230.Ex.A	r	(P-7768)
4000.510	r	(P-12005; C-16249)	1230.Ex.B	r	(P-7768)
4000.520	r	(P-12005; C-16249)	1285.20	am	(P-13981)
4000.530	r	(P-12005; C-16249)	1285.30	am	(P-13981)
4000.540	am	(P-12005; C-16249)			
4000.550	am	(P-12005; C-16249)			
4000.560	am	(P-12005; C-16249)			
4000.570	am	(P-12005; C-16249)			
4000.580	am	(P-12005; C-16249)			
4000.610	r	(P-12005; C-16249)			
4000.620	am	(P-12005; C-16249)			
4180.120	am	(P-13718/92; A-1521)			
TITLE 20					
107.145	am	(E-16215)	1.10	am	(P-10079)
107.210	am	(E-16215)	1.20	am	(P-10079)
107.500	n	(E-16215)	1.30	am	(P-10079)
107.505	n	(E-16215)	1.40	am	(P-10079)
107.510	n	(E-16215)	1.50	am	(P-10079)
107.520	n	(E-16215)	1.60	am	(P-10079)
107.530	n	(E-16215)	1.70	am	(P-10079)
107.540	n	(E-16215)	1.80	am	(P-10079)
107.550	n	(E-16215)	1.90	n	(P-10079)
107.560	n	(E-16215)	1.100	n	(P-10079)
405.17	am	(E-16227)	.Ap.D	n	(P-10079)
405.20	am	(E-16227)	.Ap.E	n	(P-10079)
405.55	r	(E-16227)	.Ap.F	n	(P-10079)
420.30	am	(E-16208)	.Ap.G	n	(P-10079)
440.10	r	(P-16371/92; A-1519)	1.736	n	(P-8684/92; A-18010/92;

SAI-11

ILLINOIS REGISTER

Volume 17, Issue #42 SECTIONS AFFECTED INDEX October 15, 1993

TITLE 23 (CONT'D)

210.200	r	(P-10061)	1501.501	am	(P-6686)
210.210	r	(P-10061)	1501.503	am	(P-6686)
210.220	r	(P-10061)	1501.505	am	(P-6686)
226.525	am	(P-13231) (E-13622)	1501.507	am	(P-6686)
228.15	n	(P-9253/92; A-104)	1501.508	am	(P-11993)
228.20	am	(P-9253/92; A-104)	1501.516	am	(P-6686)
228.25	n	(P-9253/92; A-104)	1501.607	am	(P-6686)
228.30	am	(P-9253/92; A-104)	1501.703	am	(P-6686)
228.50	am	(P-9253/92; A-104)	2310.80	am	(P-1691; A-9680)
245.10	n	(P-10131)	2700.20	am	(P-1385; A-10541)
245.20	n	(P-10131)	2700.30	am	(P-1385; A-10541)
245.30	n	(P-10131)	2700.40	am	(P-1385; A-10541)
245.40	n	(P-10131)	2700.50	am	(P-1385; A-10541)
245.50	n	(P-10131)	2700.55	am	(P-1385; A-10541)
245.60	n	(P-10131)	2700.60	am	(P-1385; A-10541)
245.70	n	(P-10131)	2700.70	am	(P-1385; A-10541)
451.220	am	(P-12062)	2720.5	am	(P-1403; A-10506)
550.50	r	(PR-17611)	2720.6	am	(P-1403; A-10506)
550.100	r	(PR-17611)	2720.10	am	(P-1403; A-10506)
550.200	r	(PR-17611)	2720.20	am	(P-1403; A-10506)
550.300	r	(PR-17611)	2720.25	am	(P-1403; A-10506)
550.400	r	(PR-17611)	2720.30	am	(P-1403; A-10506)
550.500	r	(PR-17611)	2720.40	am	(P-1403; A-10506)
550.600	r	(PR-17611)	2720.41	am	(E-2055)
550.700	r	(PR-17611)	2720.42	am	(P-1403; A-10506)
610.10	r	(PR-17603)	2720.50	am	(P-1403; A-10506)
610.20	r	(PR-17603)	2720.55	am	(P-1403; A-10506)
610.30	r	(PR-17603)	2720.60	am	(P-1403; A-10506)
610.40	r	(PR-17603)	2720.70	am	(P-1403; A-10506)
610.50	r	(PR-17603)	2720.80	am	(P-1403; A-10506)
610.60	r	(PR-17603)	2720.90	am	(P-1403; A-10506)
1020.10	am	(P-17639)	2720.105	am	(P-1403; A-10506)
1020.40	am	(P-17639)	2720.120	am	(P-1403; A-10506)
1020.50	am	(P-17639)	2720.130	am	(P-1403; A-10506)
1501.518	n	(P-12274/92; A-1853)	2720.200	am	(P-1403; A-10506)
1501.102	am	(P-6686)	2720.210	am	(P-1403; A-10506)
1501.105	am	(P-6686)	2720.200	am	(P-1403; A-10506)
1501.109	am	(P-6686)	2720.5	am	(P-1403; A-10506)
1501.110	am	(P-6686)	2730.10	am	(P-1437; A-10563)
1501.201	am	(P-6686)	2730.20	am	(P-1437; A-10563)
1501.202	am	(P-6686)	2731.10	am	(P-1381; A-10559)
1501.301	am	(P-6686)	2731.20	am	(P-1381; A-10559)
1501.302	am	(P-6686)	2732.10	am	(P-1493; A-10620)
1501.303	am	(P-11993)	2732.20	am	(P-1493; A-10620)
1501.307	am	(P-6686)	2733.10	am	(P-1444; A-10570)
1501.309	am	(P-6686)	2733.20	am	(P-1444; A-10570)
1501.406	am	(P-6686)	2733.30	am	(P-1444; A-10570)

SAI-12

ILLINOIS REGISTER

Volume 17, Issue #42

SECTIONS AFFECTED INDEX

October 15, 1993

ILLINOIS REGISTER

Volume 17, Issue #42

SECTIONS AFFECTED INDEX

October 15, 1993

TITLE 23 (CONT'D)	(P-1470; A-10596)	3040.260	am	(P-958; A-7234)	TITLE 32 (CONT'D)	320.30	am	(P-8693)	340.320	n	(P-4070)
2735.10	(P-1470; A-10596)				320.40	am		(P-8693)	340.410	n	(P-4070)
2735.20	(P-1470; A-10596)	TITLE 26			330.10	am		(P-14417)	340.510	n	(P-4070)
2735.30	(E-6672)	100.10	am	(P-14333)	330.15	n		(P-14417)	340.520	n	(P-4070)
2735.40	(P-1470; A-10596)	100.70	am	(P-14333)	330.30	am		(P-14417)	340.530	n	(P-4070)
2735.50	(P-1470; A-10596)	100.110	n	(P-14333)	330.40	am		(P-14417)	340.610	n	(P-4070)
2735.60	(P-1470; A-10596)	207.120	n	(P-14342)	330.40	am		(P-14417)	340.620	n	(P-4070)
2735.70	(P-1470; A-10596)	207.130	n	(P-14342)	330.200	am		(P-14417)	340.630	n	(P-4070)
2735.80	(P-1470; A-10596)	207.Ap.A	am	(P-14342)	330.210	am		(P-14417)	340.710	n	(P-4070)
2735.100	(P-1470; A-10596)				330.220	am		(P-14417)	340.720	n	(P-4070)
2760.5	(P-1497; A-10624)	TITLE 29			330.240	am		(P-14417)	340.730	n	(P-4070)
2760.10	(P-1497; A-10624)	300.10	r	(P-13865)	330.250	am		(P-14417)	340.810	n	(P-4070)
2760.30	(P-1497; A-10624)	300.20	r	(P-13865)	330.260	am		(P-14417)	340.910	n	(P-4070)
2760.40	(P-1497; A-10624)	300.30	r	(P-13865)	330.270	am		(P-14417)	340.920	n	(P-4070)
2761.10	(P-1453; A-10579)	300.40	r	(P-13865)	330.280	am		(P-14417)	340.930	n	(P-4070)
2761.20	(P-1453; A-10579)	300.50	r	(P-13865)	330.300	am		(P-14417)	340.940	n	(P-4070)
2761.30	(P-1453; A-10579)	300.60	r	(P-13865)	330.310	am		(P-14417)	340.950	n	(P-4070)
2762.10	(P-1484; A-10611)	300.70	r	(P-13865)	330.320	am		(P-14417)	340.960	n	(P-4070)
2762.20	(P-1484; A-10611)	300.80	r	(P-13865)	330.400	am		(P-14417)	340.1000	r	(P-3997)
2762.30	(P-1484; A-10611)	510.10	r	(P-13875)	330.900	am		(P-14417)	340.1010	r	(P-3997)
2762.40	(P-1484; A-10611)	510.20	r	(P-13875)	330.Ap.A	am		(P-14417)	340.1010	n	(P-4070)
2763.10	(P-1459; A-10585)	510.30	r	(P-13875)	330.Ap.B	am		(P-14417)	340.1020	r	(P-3997)
2763.20	(E-175)	510.40	r	(P-13875)	330.Ap.D	am		(P-14417)	340.1020	n	(P-4070)
		510.50	r	(P-13875)	330.Ap.G	am		(P-14417)	340.1030	r	(P-3997)
2763.30	(P-1459; A-10585)	1300.10	n	(P-13856)	330.Ap.H	am		(P-14417)	340.1030	r	(P-4070)
2763.40	(P-1459; A-10585)	1300.20	n	(P-13856)	332.170	am		(P-10701)	340.1040	r	(P-3997)
2763.50	(P-1459; A-10585)	1300.30	n	(P-13856)	333.10	n		(P-9797)	340.1040	n	(P-4070)
2770.10	(P-1505; A-10632)	1300.40	n	(P-13856)	333.20	n		(P-9797)	340.1050	r	(P-3997)
2770.20	(P-1505; A-10632)	1300.50	n	(P-13856)	333.30	n		(P-9797)	340.1050	n	(P-4070)
2770.30	(P-1505; A-10632)	1310.10	n	(P-13843)	333.40	n		(P-9797)	340.1052	n	(P-4070)
3030.10	(P-9678) (E-9725)	1310.20	n	(P-13843)	333.50	n		(P-9797)	340.1055	n	(P-4070)
3030.105	(P-12277) (E-12449)	1310.30	n	(P-13843)	333.60	n		(P-9797)	340.1057	n	(P-4070)
		1310.40	n	(P-13843)	335.3010	am		(E-9099)	340.1060	r	(P-3997)
3040.100	(P-958; A-7234)	1310.50	n	(P-13843)	335.4010	am		(E-9099)	340.1060	n	(P-4070)
3040.110	(P-958; A-7234)				340.10	n		(P-4070)	340.1070	r	(P-3997)
3040.120	(P-958; A-7234)	TITLE 32			340.20	n		(P-4070)	340.1070	n	(P-4070)
3040.130	(P-958; A-7234)	310.10	am	(P-3787)	340.30	n		(P-4070)	340.1110	n	(P-4070)
3040.140	(P-958; A-7234)	310.20	am	(P-3787)	340.40	n		(P-4070)	340.1120	n	(P-4070)
3040.150	(P-958; A-7234)	310.80	am	(P-3787)	340.110	n		(P-4070)	340.1130	n	(P-4070)
3040.160	(P-958; A-7234)	310.81	am	(P-3787)	340.210	n		(P-4070)	340.1135	n	(P-4070)
3040.170	(P-958; A-7234)	310.82	am	(P-3787)	340.220	n		(P-4070)	340.1140	n	(P-4070)
3040.200	(P-958; A-7234)	310.100	am	(P-3787)	340.230	n		(P-4070)	340.1150	n	(P-4070)
3040.210	(P-958; A-7234)	310.130	r	(P-3787)	340.240	n		(P-4070)	340.1160	n	(P-4070)
3040.220	(P-958; A-7234)	310.140	n	(P-3787)	340.250	n		(P-4070)	340.1170	n	(P-4070)
3040.230	(P-958; A-7234)	310.150	n	(P-3787)	340.260	n		(P-4070)	340.1180	n	(P-4070)
3040.240	(P-958; A-7234)	310.Ap.C	r	(P-3787)	340.270	n		(P-4070)	340.1190	n	(P-4070)
3040.250	(P-958; A-7234)	320.10	am	(P-8693)	340.280	n		(P-4070)	340.1195	n	(P-4070)
					340.310	n		(P-4070)	340.1210	n	(P-4070)

ILLINOIS REGISTER

Volume 17, Issue #42 SECTIONS AFFECTED INDEX October 15, 1993

TITLE 32 (CONT'D)

340.1220	n	(P-4070)	341.110	am	(P-13933)
340.1230	n	(P-4070)	341.120	am	(P-13933)
340.1240	n	(P-4070)	341.140	am	(P-13933)
340.1250	n	(P-4070)	341.150	am	(P-13933)
340.1270	n	(P-4070)	341.160	am	(P-13933)
340.1310	n	(P-4070)	341.170	am	(P-13933)
340.1320	n	(P-4070)	341.180	am	(P-13933)
340.1330	n	(P-4070)	341.190	am	(P-13933)
340.Ap.A	n	(P-4070)	341.200	am	(P-13933)
340.II.A	n	(P-4070)	341.Ap.A	r	(P-13933)
340.2010	r	(P-3997)	341.Tb.A	r	(P-13933)
340.2020	r	(P-3997)	341.Tb.B	r	(P-13933)
340.2030	r	(P-3997)	341.Tb.C	r	(P-13933)
340.2040	r	(P-3997)	341.Tb.D	r	(P-13933)
340.2050	r	(P-3997)	350.10	am	(P-13882)
340.2060	r	(P-3997)	350.20	am	(P-13882)
340.2070	r	(P-3997)	350.25	n	(P-13882)
340.3010	r	(P-3997)	350.30	am	(P-13882)
340.3020	r	(P-3997)	350.40	n	(P-13882)
340.3030	r	(P-3997)	350.50	n	(P-13882)
340.3040	r	(P-3997)	350.1000	n	(P-13882)
340.3050	r	(P-3997)	350.1005	n	(P-13882)
340.3060	r	(P-3997)	350.1010	am	(P-13882)
340.3070	r	(P-3997)	350.1020	am	(P-13882)
340.3080	r	(P-3997)	350.1030	am	(P-13882)
340.3090	r	(P-3997)	350.1040	am	(P-13882)
340.3110	r	(P-3997)	350.1050	am	(P-13882)
340.4010	r	(P-3997)	350.1060	am	(P-13882)
340.4020	r	(P-3997)	350.1070	am	(P-13882)
340.4030	r	(P-3997)	350.1080	am	(P-13882)
340.4050	r	(P-3997)	350.1090	am	(P-13882)
340.4070	r	(P-3997)	350.2010	am	(P-13882)
340.4080	r	(P-3997)	350.2020	am	(P-13882)
340.4090	r	(P-3997)	350.2030	am	(P-13882)
340.Ap.A	r	(P-3997)	350.2040	am	(P-13882)
340.Ap.B	r	(P-3997)	350.3010	am	(P-13882)
340.Ap.C	r	(P-3997)	350.3020	am	(P-13882)
.II.A	r	(P-3997)	350.3030	am	(P-13882)
341.10	am	(P-13933)	350.3040	am	(P-13882)
341.15	n	(P-13933)	350.3045	n	(P-13882)
341.20	am	(P-13933)	350.3048	n	(P-13882)
341.40	am	(P-13933)	350.3050	am	(P-13882)
341.50	am	(P-13933)	350.3060	r	(P-13882)
341.60	am	(P-13933)	350.3070	r	(P-13882)
341.70	am	(P-13933)	350.3080	r	(P-13882)
341.80	am	(P-13933)	350.3090	n	(P-13882)
341.90	am	(P-13933)	350.4000	n	(P-13882)
341.100	am	(P-13933)	350.4010	n	(P-13882)

SAL-15

ILLINOIS REGISTER

Volume 17, Issue #42 SECTIONS AFFECTED INDEX October 15, 1993

TITLE 32 (CONT'D)

350.4020	n	(P-13882)	360.Tb.B	am	(P-19493/92; A-17972)
350.4030	n	(P-13882)	360.Tb.C	r	(P-19493/92; A-17972)
350.Ap.A	am	(P-13882)	390.20	am	(P-8666)
350.Ap.B	n	(P-13882)	390.30	am	(P-8666)
350.Ap.C	n	(P-13882)	390.40	am	(P-8666)
351.10	am	(P-8674)	390.50	am	(P-8666)
351.40	am	(P-8674)	390.60	am	(P-8666)
351.1010	am	(P-8674)	390.70	am	(P-8666)
351.1040	am	(P-8674)	400.10	am	(P-8655)
351.1050	am	(P-8674)	400.110	am	(P-8655)
351.1060	am	(P-8674)	400.120	am	(P-8655)
351.1070	am	(P-8674)	400.130	am	(P-8655)
351.1080	am	(P-8674)	400.140	am	(P-8655)
351.1090	am	(P-8674)	400.150	am	(P-8655)
351.1100	am	(P-8674)	400.160	am	(P-8655)
351.2010	am	(P-8674)	410.10	am	(P-19473/92; A-17953)
351.2020	am	(P-8674)	410.20	am	(P-19473/92; A-17953)
351.2030	am	(P-8674)	410.30	n	(P-19473/92; A-17953)
351.3030	am	(P-8674)	410.40	am	(P-19473/92; A-17953)
351.3040	am	(P-8674)	410.50	am	(P-19473/92; A-17953)
351.4010	am	(P-8674)	410.60	am	(P-19473/92; A-17953)
351.4020	am	(P-8674)	410.70	am	(P-19473/92; A-17953)
351.4030	am	(P-8674)	410.II.A	r	(P-19473/92; A-17953)
351.5010	am	(P-8674)	410.II.B	r	(P-19473/92; A-17953)
351.Ap.B	am	(P-8674)	505.10	n	(P-15220) (E-15667)
360.10	am	(P-19493/92; A-17972)	505.20	n	(P-15220) (E-15667)
360.20	am	(P-19493/92; A-17972)	505.30	n	(P-15220) (E-15667)
360.30	am	(P-19493/92; A-17972)	505.40	n	(P-15220) (E-15667)
360.40	am	(P-19493/92; A-17972)	505.50	n	(P-15220) (E-15667)
360.41	n	(P-19493/92; A-17972)	505.60	n	(P-15220) (E-15667)
360.50	am	(P-19493/92; A-17972)	505.70	n	(P-15220) (E-15667)
360.60	am	(P-19493/92; A-17972)	505.80	n	(P-15220) (E-15667)
360.70	r	(P-19493/92; A-17972)	505.82	n	(P-15220) (E-15667)
360.71	am	(P-19493/92; A-17972)	505.84	n	(P-15220) (E-15667)
360.75	n	(P-19493/92; A-17972)	505.86	n	(P-15220) (E-15667)
360.80	r	(P-19493/92; A-17972)	505.90	n	(P-15220) (E-15667)
360.90	am	(P-19493/92; A-17972)	505.100	n	(P-15220) (E-15667)
360.100	am	(P-19493/92; A-17972)	505.110	n	(P-15220) (E-15667)
360.110	am	(P-19493/92; A-17972)	505.120	n	(P-15220) (E-15667)
360.120	am	(P-19493/92; A-17972)	505.130	n	(P-15220) (E-15667)
360.Ap.A	am	(P-19493/92; A-17972)	505.140	n	(P-15220) (E-15667)
360.Ap.B	am	(P-19493/92; A-17972)	505.150	n	(P-15220) (E-15667)
360.Ap.C	n	(P-19493/92; A-17972)	505.160	n	(P-15220) (E-15667)
360.Ap.D	n	(P-19493/92; A-17972)	505.170	n	(P-15220) (E-15667)
360.Ap.E	n	(P-19493/92; A-17972)	505.180	n	(P-15220) (E-15667)
360.II.B	r	(P-19493/92; A-17972)	505.190	n	(P-15220) (E-15667)
360.Tb.A	n	(P-19493/92; A-17972)	505.1000	n	(P-15220) (E-15667)

SAL-16

ILLINOIS REGISTER

Volume 17, Issue #42

SECTIONS AFFECTED INDEX

October 15, 1993

TITLE 32 (CONT'D)

505.1100	n	(P-15220) (E-15667)	183.145	am	(P-12659/92; A-12319)
505.1200	n	(P-15220) (E-15667)	183.150	am	(P-12659/92; A-12319)
505.1300	n	(P-15220) (E-15667)	183.160	am	(P-12659/92; A-12319)
505.1400	n	(P-15220) (E-15667)	183.170	r	(P-12659/92; A-12319)
505.1500	n	(P-15220) (E-15667)	183.210	am	(P-12659/92; A-12319)
505.1600	n	(P-15220) (E-15667)	183.215	am	(P-12659/92; A-12319)
505.1700	n	(P-15220) (E-15667)	183.220	am	(P-12659/92; A-12319)
505.1800	n	(P-15220) (E-15667)	183.225	am	(P-12659/92; A-12319)
505.1900	n	(P-15220) (E-15667)	183.230	am	(P-12659/92; A-12319)
505.2000	n	(P-15220) (E-15667)	183.231	n	(P-12659/92; A-12319)
505.2100	n	(P-15220) (E-15667)	183.235	am	(P-12659/92; A-12319)
505.2200	n	(P-15220) (E-15667)	183.240	am	(P-12659/92; A-12319)
505.2300	n	(P-15220) (E-15667)	183.245	am	(P-12659/92; A-12319)
505.2400	n	(P-15220) (E-15667)	183.250	am	(P-12659/92; A-12319)
505.2500	n	(P-15220) (E-15667)	183.255	am	(P-12659/92; A-12319)
505.2600	n	(P-15220) (E-15667)	183.310	am	(P-12659/92; A-12319)
505.2700	n	(P-15220) (E-15667)	183.315	am	(P-12659/92; A-12319)
505.2800	n	(P-15220) (E-15667)	183.320	am	(P-12659/92; A-12319)
505.2900	n	(P-15220) (E-15667)	183.325	am	(P-12659/92; A-12319)
			183.330	am	(P-12659/92; A-12319)
			183.335	am	(P-12659/92; A-12319)
			183.340	am	(P-12659/92; A-12319)
			183.345	am	(P-12659/92; A-12319)
			183.350	am	(P-12659/92; A-12319)
			183.355	am	(P-12659/92; A-12319)
			183.360	am	(P-12659/92; A-12319)
			183.365	am	(P-12659/92; A-12319)
			183.370	am	(P-12659/92; A-12319)
			183.406	n	(P-12659/92; A-12319)
			183.410	am	(P-12659/92; A-12319)
			183.415	am	(P-12659/92; A-12319)
			183.425	am	(P-12659/92; A-12319)
			183.430	am	(P-12659/92; A-12319)
			183.435	am	(P-12659/92; A-12319)
			183.440	am	(P-12659/92; A-12319)
			183.445	am	(P-12659/92; A-12319)
			183.450	am	(P-12659/92; A-12319)
			183.4p.A	am	(P-12659/92; A-12319)
			183.4p.B	n	(P-12659/92; A-12319)
			190.		See 35-183
			195.		See 35-183
			201.162	am	(P-13371)
			201.163	am	(P-13371)
			201.180	am	(P-13371)
			201.181	am	(P-13371)
			201.187	am	(P-13371)
			203.101	am	(P-18919/92; A-6973)

SAI-17

SAI-18

ILLINOIS REGISTER

Volume 17, Issue #42

SECTIONS AFFECTED INDEX

October 15, 1993

TITLE 35 (CONT'D)

203.107	am	(P-18919/92; A-6973)	211.610	n	(P-4782; A-16504)
203.110	am	(P-18919/92; A-6973)	211.630	n	(P-4782; A-16504)
203.112	am	(P-18919/92; A-6973)	211.650	n	(P-4782; A-16504)
203.122	#	(P-18919/92; A-6973)	211.670	n	(P-4782; A-16504)
203.123	#	(P-18919/92; A-6973)	211.690	n	(P-4782; A-16504)
203.123	n	(P-18919/92; A-6973)	211.710	n	(P-4782; A-16504)
203.126	am	(P-18919/92; A-6973)	211.730	n	(P-4782; A-16504)
203.128	am	(P-18919/92; A-6973)	211.750	n	(P-4782; A-16504)
203.145	r	(P-4898; A-16630)	211.770	n	(P-4782; A-16504)
203.150	am	(P-18919/92; A-6973)	211.790	n	(P-4782; A-16504)
203.201	am	(P-18919/92; A-6973)	211.810	n	(P-4782; A-16504)
203.203	am	(P-18919/92; A-6973)	211.830	n	(P-4782; A-16504)
203.206	am	(P-18919/92; A-6973)	211.850	n	(P-4782; A-16504)
203.207	am	(P-18919/92; A-6973)	211.870	n	(P-4782; A-16504)
203.208	am	(P-18919/92; A-6973)	211.890	n	(P-4782; A-16504)
203.209	am	(P-18919/92; A-6973)	211.910	n	(P-4782; A-16504)
203.301	am	(P-18919/92; A-6973)	211.930	n	(P-4782; A-16504)
203.302	am	(P-18919/92; A-6973)	211.950	n	(P-4782; A-16504)
203.303	am	(P-18919/92; A-6973)	211.970	n	(P-4782; A-16504)
203.306	am	(P-18919/92; A-6973)	211.990	n	(P-4782; A-16504)
203.801	n	(P-18919/92; A-6973)	211.1010	n	(P-4782; A-16504)
211.102	am	(P-4782; A-16504)	211.1050	n	(P-4782; A-16504)
211.121	am	(P-4782; A-16504)	211.1070	n	(P-12491)
211.122	r	(P-4782; A-16504)	211.1090	n	(P-4782; A-16504)
211.130	n	(P-4782; A-16504)	211.1110	n	(P-4782; A-16504)
211.150	n	(P-4782; A-16504)	211.1130	n	(P-4782; A-16504)
211.170	n	(P-4782; A-16504)	211.1150	n	(P-4782; A-16504)
211.210	n	(P-4782; A-16504)	211.1170	n	(P-4782; A-16504)
211.230	n	(P-4782; A-16504)	211.1190	n	(P-4782; A-16504)
211.250	n	(P-4782; A-16504)	211.1210	n	(P-4782; A-16504)
211.270	n	(P-12491)	211.1230	n	(P-4782; A-16504)
211.290	n	(P-4782; A-16504)	211.1250	n	(P-4782; A-16504)
211.310	n	(P-4782; A-16504)	211.1270	n	(P-4782; A-16504)
211.330	n	(P-4782; A-16504)	211.1290	n	(P-4782; A-16504)
211.350	n	(P-4782; A-16504)	211.1310	n	(P-4782; A-16504)
211.370	n	(P-4782; A-16504)	211.1330	n	(P-4782; A-16504)
211.390	n	(P-4782; A-16504)	211.1350	n	(P-4782; A-16504)
211.410	n	(P-4782; A-16504)	211.1370	n	(P-4782; A-16504)
211.430	n	(P-4782; A-16504)	211.1390	n	(P-4782; A-16504)
211.450	n	(P-4782; A-16504)	211.1410	n	(P-4782; A-16504)
211.470	n	(P-4782; A-16504)	211.1430	n	(P-4782; A-16504)
211.490	n	(P-4782; A-16504)	211.1450	n	(P-4782; A-16504)
211.510	n	(P-4782; A-16504)	211.1470	n	(P-4782; A-16504)
211.530	n	(P-4782; A-16504)	211.1490	n	(P-4782; A-16504)
211.550	n	(P-4782; A-16504)	211.1510	n	(P-4782; A-16504)
211.570	n	(P-4782; A-16504)	211.1530	n	(P-4782; A-16504)
			211.1550	n	(P-4782; A-16504)
			211.1570	n	(P-4782; A-16504)
			211.1590	n	(P-4782; A-16504)

TITLE 35 (CONT'D)			
211.5500	n	(P-13358)	211.6430
211.5501	n	(P-4782; A-16504)	(P-4782; A-16504)
211.5510	n	(P-12491)	211.6470
211.5530	n	(P-4782; A-16504)	211.6490
211.5550	n	(P-4782; A-16504)	211.6510
211.5570	n	(P-4782; A-16504)	211.6530
211.5590	n	(P-4782; A-16504)	211.6550
211.5610	n	(P-4782; A-16504)	211.6570
211.5630	n	(P-4782; A-16504)	211.6590
211.5650	n	(P-4782; A-16504)	211.6610
211.5670	n	(P-4782; A-16504)	211.6630
211.5690	n	(P-4782; A-16504)	211.6650
211.5710	n	(P-4782; A-16504)	211.6670
211.5730	n	(P-4782; A-16504)	211.6690
211.5750	n	(P-4782; A-16504)	211.6710
211.5770	n	(P-4782; A-16504)	211.6730
211.5790	n	(P-4782; A-16504)	211.6750
211.5810	n	(P-4782; A-16504)	211.6770
211.5830	n	(P-4782; A-16504)	211.6790
211.5850	n	(P-4782; A-16504)	211.6810
211.5870	n	(P-4782; A-16504)	211.6830
211.5890	n	(P-4782; A-16504)	211.6850
211.5910	n	(P-4782; A-16504)	211.6870
211.5930	n	(P-4782; A-16504)	211.6890
211.5950	n	(P-4782; A-16504)	211.6910
211.5970	n	(P-4782; A-16504)	211.6930
211.5990	n	(P-4782; A-16504)	211.6950
211.6010	n	(P-4782; A-16504)	211.6970
211.6030	n	(P-4782; A-16504)	211.6990
211.6050	n	(P-4782; A-16504)	211.7010
211.6070	n	(P-4782; A-16504)	211.7030
211.6090	n	(P-4782; A-16504)	211.7050
211.6110	n	(P-12491)	211.7070
211.6130	n	(P-4782; A-16504)	211.7090
211.6150	n	(P-4782; A-16504)	211.7110
211.6170	n	(P-12491)	211.7130
211.6190	n	(P-4782; A-16504)	211.7150
211.6210	n	(P-4782; A-16504)	211.7170
211.6230	n	(P-4782; A-16504)	211.7190
211.6250	n	(P-12491)	211.7210
211.6270	n	(P-4782; A-16504)	211.7230
211.6290	n	(P-4782; A-16504)	211.7250
211.6310	n	(P-4782; A-16504)	211.7270
211.6330	n	(P-4782; A-16504)	211.7290
211.6350	n	(P-4782; A-16504)	211.7310
211.6370	n	(P-4782; A-16504)	211.7330
211.6390	n	(P-4782; A-16504)	211.7350
211.6410	n	(P-4782; A-16504)	218.100
			am

TITLE 35 (CONT'D)			218.304	am	(P-4905; C-6520; A-16636)
218.101	r	(P-4905; A-16636)	218.401	am	(P-4905; C-6520; A-16636)
218.101	n	(P-4905; A-16636)	218.402	am	(P-4905; A-16636)
218.102	am	(P-4905; A-16636)	218.403	am	(P-4905; A-16636)
218.103	am	(P-4905; A-16636)	218.404	am	(P-4905; A-16636)
218.104	am	(P-4905; A-16636)	218.405	am	(P-4905; A-16636)
218.105	am	(P-4905; A-16636)	218.421	am	(P-4905; A-16636)
218.106	am	(P-4905; A-16636)	218.422	am	(P-4905; A-16636)
218.107	am	(P-4905; A-16636)	218.423	am	(P-4905; A-16636)
218.108	am	(P-12508)	218.424	am	(P-4905; A-16636)
218.109	am	(P-4905; A-16636)	218.425	am	(P-4905; A-16636)
218.110	am	(P-4905; A-16636)	218.426	am	(P-4905; A-16636)
218.111	am	(P-4905; A-16636)	218.427	am	(P-4905; A-16636)
218.112	am	(P-4905; A-16636)	218.428	am	(P-4905; A-16636)
218.113	n	(P-12508)	218.429	am	(P-4905; A-16636)
218.121	am	(P-4905; A-16636)	218.430	r	(P-4905; A-16636)
218.122	am	(P-4905; A-16636)	218.441	am	(P-4905; A-16636)
218.123	am	(P-4905; A-16636)	218.443	am	(P-4905; A-16636)
218.124	am	(P-4905; A-16636)	218.445	am	(P-4905; A-16636)
218.125	r	(P-4905; A-16636)	218.446	am	(P-4905; A-16636)
218.126	r	(P-4905; A-16636)	218.447	am	(P-4905; A-16636)
218.141	am	(P-4905; A-16636)	218.449	am	(P-4905; A-16636)
218.143	am	(P-4905; A-16636)	218.450	am	(P-4905; A-16636)
218.144	am	(P-4905; A-16636)	218.452	am	(P-4905; A-16636)
218.181	am	(P-4905; A-16636)	218.453	r	(P-4905; A-16636)
218.182	am	(P-4905; A-16636)	218.461	am	(P-4905; A-16636)
218.183	am	(P-4905; A-16636)	218.462	am	(P-4905; A-16636)
218.184	am	(P-4905; A-16636)	218.463	am	(P-4905; A-16636)
218.185	r	(P-4905; A-16636)	218.464	am	(P-4905; A-16636)
218.186	am	(P-4905; A-16636)	218.465	r	(P-4905; A-16636)
218.204	am	(P-4905; A-16636)	218.466	r	(P-4905; A-16636)
218.205	am	(P-4905; A-16636)	218.480	am	(P-4905; A-16636)
218.206	am	(P-4905; A-16636)	218.481	am	(P-4905; A-16636)
218.207	am	(P-4905; A-16636)	218.482	am	(P-4905; A-16636)
218.208	am	(P-4905; A-16636)	218.483	am	(P-4905; A-16636)
218.209	am	(P-4905; A-16636)	218.485	am	(P-4905; A-16636)
218.210	am	(P-4905; A-16636)	218.486	am	(P-4905; A-16636)
218.211	am	(P-4905; C-6520; A-16636)	218.487	am	(P-4905; A-16636)
218.301	am	(P-4905; C-6520; A-16636)	218.489	am	(P-4905; A-16636)
218.302	am	(P-4905; C-6520; A-16636)	218.521	r	(P-4905; A-16636)
218.303	am	(P-4905; C-6520; A-16636)	218.525	am	(P-4905; A-16636)
			218.527	r	(P-4905; A-16636)
			218.541	am	(P-4905; A-16636)
			218.562	am	(P-4905; A-16636)
			218.581	am	(P-4905; A-16636)

TITLE 35 (CONT'D)			TITLE 35 (CONT'D)		
218.582	am	(P-4905; A-16636)	219.106	am	(P-5169; A-16918)
218.583	am	(P-4905; A-16636)	219.107	am	(P-5169; A-16918)
218.584	am	(P-4905; A-16636)	219.109	am	(P-5169; A-16918)
218.585	am	(P-4905; A-16636)	219.110	am	(P-5169; A-16918)
218.586	am	(P-4905; A-16636)	219.111	am	(P-5169; A-16918)
218.601	am	(P-4905; A-16636)	219.112	am	(P-5169; A-16918)
218.602	am	(P-4905; A-16636)	219.121	am	(P-5169; A-16918)
218.603	am	(P-4905; A-16636)	219.122	am	(P-5169; A-16918)
218.604	r	(P-4905; A-16636)	219.123	am	(P-5169; A-16918)
218.605	r	(P-4905; A-16636)	219.124	am	(P-5169; A-16918)
218.606	r	(P-4905; A-16636)	219.125	r	(P-5169; A-16918)
218.608	am	(P-4905; A-16636)	219.126	r	(P-5169; A-16918)
218.609	am	(P-4905; A-16636)	219.141	am	(P-5169; A-16918)
218.610	am	(P-4905; A-16636)	219.143	am	(P-5169; A-16918)
218.611	am	(P-4905; A-16636)	219.144	am	(P-5169; A-16918)
218.612	r	(P-4905; A-16636)	219.181	am	(P-5169; A-16918)
218.613	r	(P-4905; A-16636)	219.182	am	(P-5169; A-16918)
218.620	am	(P-4905; A-16636)	219.183	am	(P-5169; A-16918)
218.621	am	(P-4905; A-16636)	219.184	am	(P-5169; A-16918)
218.623	r	(P-4905; A-16636)	219.185	r	(P-5169; A-16918)
218.624	am	(P-4905; A-16636)	219.186	am	(P-5169; A-16918)
218.628	am	(P-4905; A-16636)	219.204	am	(P-5169; A-16918)
218.636	am	(P-4905; A-16636)	219.205	am	(P-5169; A-16918)
218.637	am	(P-4905; A-16636)	219.206	am	(P-5169; A-16918)
218.640	#	(P-4905; A-16636)	219.207	am	(P-5169; A-16918)
218.642	#	(P-4905; A-16636)	219.208	am	(P-5169; A-16918)
218.644	#	(P-4905; A-16636)	219.209	am	(P-5169; A-16918)
218.660	n	(P-4905; A-16636)	219.210	am	(P-5169; A-16918)
218.666	n	(P-4905; A-16636)	219.211	am	(P-5169; A-16918)
218.667	n	(P-4905; A-16636)	219.212	am	(P-5169; A-16918)
218.668	n	(P-4905; A-16636)	219.301	am	(P-5169; A-16918)
218.670	n	(P-4905; A-16636)	219.302	am	(P-5169; A-16918)
218.672	n	(P-4905; A-16636)	219.303	am	(P-5169; A-16918)
218.680	n	(P-4905; A-16636)	219.304	am	(P-5169; A-16918)
218.686	n	(P-4905; A-16636)	219.401	am	(P-5169; A-16918)
218.688	n	(P-4905; A-16636)	219.402	am	(P-5169; A-16918)
218.690	n	(P-4905; A-16636)	219.403	am	(P-5169; A-16918)
218.692	n	(P-4905; A-16636)	219.404	am	(P-5169; A-16918)
218.875	#	(P-4905; A-16636)	219.405	am	(P-5169; A-16918)
218.877	#	(P-4905; A-16636)	219.421	am	(P-5169; A-16918)
218.879	r	(P-4905; A-16636)	219.422	am	(P-5169; A-16918)
			219.423	am	(P-5169; A-16918)
			219.424	am	(P-5169; A-16918)
			219.425	am	(P-5169; A-16918)
			219.426	am	(P-5169; A-16918)
			219.427	am	(P-5169; A-16918)
			219.428	am	(P-5169; A-16918)

ILLINOIS REGISTER
 Volume 17, Issue #42
 SECTIONS AFFECTED INDEX
 October 15, 1993

TITLE 35 (CONT'D)	(P-17195/92; A-7782)	270.608	n	(P-16325)
254.305	n	270.609	n	(P-16325)
254.306	n	303.400	n	(P-16374)
254.401	n	304.213	am	(P-15223)
254.402	n	307.1103	am	(P-9803)
254.403	n	307.2400	am	(P-9803)
254.404	n	307.2402	am	(P-9803)
270.101	n	307.2403	am	(P-9803)
270.102	n	307.2404	am	(P-9803)
270.103	n	307.2405	am	(P-9803)
270.104	n	307.2406	am	(P-9803)
270.105	n	307.2490	am	(P-9803)
270.106	n	307.2491	am	(P-9803)
270.107	n	320.101	n	(P-2469; A-11461)
270.108	n	320.102	n	(P-2469; A-11461)
270.201	n	320.103	n	(P-2469; A-11461)
270.202	n	320.104	n	(P-2469; A-11461)
270.301	n	320.105	n	(P-2469; A-11461)
270.302	n	320.201	n	(P-2469; A-11461)
270.303	n	320.202	n	(P-2469; A-11461)
270.304	n	320.203	n	(P-2469; A-11461)
270.305	n	320.204	n	(P-2469; A-11461)
270.306	n	320.301	n	(P-2469; A-11461)
270.307	n	320.302	n	(P-2469; A-11461)
270.401	n	604.101	r	(P-7621; A-12648)
270.402	n	604.102	r	(P-7621; A-12648)
270.403	n	604.103	r	(P-7621; A-12648)
270.404	n	604.104	r	(P-7621; A-12648)
270.405	n	604.105	r	(P-7621; A-12648)
270.406	n	604.401	r	(P-7621; A-12648)
270.407	n	605.101	r	(P-2682; A-7943)
270.408	n	605.102	r	(P-2682; A-7943)
270.409	n	605.109	r	(P-7738; A-12780)
270.410	n	611.101	am	(P-2533; A-7796)
270.411	n	611.102	am	(P-7629; A-12650)
270.412	n	611.107	n	(P-2533; A-7796)
270.413	n	611.110	am	(A-7796)
270.502	n	611.111	am	(P-2533; A-7796)
270.503	n	611.112	am	(P-7629; A-12650)
270.601	n	611.113	am	(P-2533; A-7796)
270.602	n	611.130	n	(P-2533; A-7796)
270.603	n	611.240	am	(P-7629; A-12650)
270.605	n	611.280	am	(P-7629; A-12650)
270.606	n	611.290	am	(P-2533; A-7796)
270.607	n	611.290	am	(P-2533; A-7796)

Volume 17, Issue #42	ILLINOIS REGISTER	SECTIONS AFFECTED INDEX	October 15, 1993
----------------------	-------------------	-------------------------	------------------

TITLE 35 (CONT'D)			237.121	am	(E-14176)
219.613	r	(P-5169; A-16918)	252.101	am	(P-18139/92; A-9684)
219.620	am	(P-5169; A-16918)	252.102	am	(P-18139/92; A-9684)
219.621	am	(P-5169; A-16918)	252.103	am	(P-18139/92; A-9684)
219.623	am	(P-5169; A-16918)	252.104	am	(P-18139/92; A-9684)
219.624	am	(P-5169; A-16918)	252.105	am	(P-18139/92; A-9684)
219.628	am	(P-5169; A-16918)	252.201	am	(P-18139/92; A-9684)
219.636	am	(P-5169; A-16918)	252.202	am	(P-18139/92; A-9684)
219.637	am	(P-5169; A-16918)	252.203	am	(P-18139/92; A-9684)
219.640	#	(P-5169; A-16918)	252.204	am	(P-18139/92; A-9684)
219.640	am	(P-5169; A-16918)	252.205	am	(P-18139/92; A-9684)
219.642	#	(P-5169; A-16918)	252.206	am	(P-18139/92; A-9684)
219.644	#	(P-5169; A-16918)	252.301	am	(P-18139/92; A-9684)
219.644	am	(P-5169; A-16918)	252.401	am	(P-18139/92; A-9684)
219.875	#	(P-5169; A-16918)	253.101	r	(P-18139/92; A-9698)
219.877	#	(P-5169; A-16918)	253.102	r	(P-18139/92; A-9698)
219.879	r	(P-5169; A-16918)	253.103	r	(P-18139/92; A-9698)
219.881	r	(P-5169; A-16918)	253.201	r	(P-18139/92; A-9698)
219.883	r	(P-5169; A-16918)	253.202	r	(P-18139/92; A-9698)
219.886	#	(P-5169; A-16918)	253.203	r	(P-18139/92; A-9698)
219.920	am	(P-5169; A-16918)	253.204	r	(P-18139/92; A-9698)
219.923	am	(P-5169; A-16918)	254.101	n	(P-17195/92; A-7782)
219.926	am	(P-5169; A-16918)	254.102	n	(P-17195/92; A-7782)
219.927	am	(P-5169; A-16918)	254.103	n	(P-17195/92; A-7782)
219.928	am	(P-5169; A-16918)	254.104	n	(P-17195/92; A-7782)
219.940	am	(P-5169; A-16918)	254.105	n	(P-17195/92; A-7782)
219.943	am	(P-5169; A-16918)	254.106	n	(P-17195/92; A-7782)
219.946	am	(P-5169; A-16918)	254.107	n	(P-17195/92; A-7782)
219.947	am	(P-5169; A-16918)	254.108	n	(P-17195/92; A-7782)
219.948	am	(P-5169; A-16918)	254.109	n	(P-17195/92; A-7782)
219.960	am	(P-5169; A-16918)	254.110	n	(P-17195/92; A-7782)
219.963	am	(P-5169; A-16918)	254.111	n	(P-17195/92; A-7782)
219.966	am	(P-5169; A-16918)	254.130	n	(P-17195/92; A-7782)
219.967	am	(P-5169; A-16918)	254.131	n	(P-17195/92; A-7782)
219.968	am	(P-5169; C-6539; A-16918)	254.132	n	(P-17195/92; A-7782)
219.980	am	(P-5169; A-16918)	254.133	n	(P-17195/92; A-7782)
219.983	am	(P-5169; A-16918)	254.134	n	(P-17195/92; A-7782)
219.986	am	(P-5169; A-16918)	254.135	n	(P-17195/92; A-7782)
219.987	am	(P-5169; A-16918)	254.136	n	(P-17195/92; A-7782)
219.988	am	(P-5169; A-16918)	254.201	n	(P-17195/92; A-7782)
219.990	am	(P-5169; A-16918)	254.202	n	(P-17195/92; A-7782)
219.991	am	(P-5169; A-16918)	254.203	n	(P-17195/92; A-7782)
219.Ap.A	am	(P-5169; A-16918)	254.204	n	(P-17195/92; A-7782)
219.Ap.B	am	(P-5169; A-16918)	254.301	n	(P-17195/92; A-7782)
219.Ap.C	am	(P-5169; A-16918)	254.302	n	(P-17195/92; A-7782)
219.Ap.D	am	(P-5169; A-16918)	254.303	n	(P-17195/92; A-7782)
232.Ap.A	am	(P-14540)	254.304	n	(P-17195/92; A-7782)

ILLINOIS REGISTER

Volume 17, Issue #42 SECTIONS AFFECTED INDEX October 15, 1993

TITLE 35 (CONT'D)

611.297	n	(P-2533; A-7796)	611.Tb.E	n	(P-2533; A-7796)
611.300	am	(P-2533; A-7796)	611.Tb.F	n	(P-2533; A-7796)
		(P-7629; A-12650)	611.Tb.G	n	(P-2533; A-7796)
611.301	am	(P-2533; A-7796)	611.Tb.Z	am	(P-2533; A-7796)
		(P-7629; A-12650)			(P-7629; A-12650)
611.310	am	(P-7629; A-12650)	615.105	am	(P-16465/92; A-1871)
611.311	am	(P-2533; A-7796)	616.105	am	(P-16473/92; A-1878)
		(P-7629; A-12650)	702.181	am	(P-16924/92; A-5769)
611.350	n	(P-2533; A-7796)	703.155	am	(P-9417)
611.351	n	(P-2533; A-7796)	703.181	am	(P-9417)
611.352	n	(P-2533; A-7796)	703.183	am	(P-9417)
611.353	n	(P-2533; A-7796)	703.203	am	(P-16930/92; A-5774)
611.354	n	(P-2533; A-7796)	703.204	am	(P-16930/92; A-5774)
611.355	n	(P-2533; A-7796)	703.207	am	(P-16930/92; A-5774)
611.356	n	(P-2533; A-7796)	703.280	am	(P-9417)
		(P-7629; A-12650)	703.Ap.A	am	(P-16930/92; A-5774)
611.357	n	(P-2533; A-7796)			(P-9417)
611.358	n	(P-2533; A-7796)	720.110	am	(P-16776/92; A-5625)
611.359	n	(P-2533; A-7796)	720.111	am	(P-9170)
		(P-7629; A-12650)	721.102	am	(P-9170)
611.360	n	(P-2533; A-7796)	721.103	am	(P-9193)
		(P-7629; A-12650)			(P-16801/92; A-5650)
611.361	n	(P-2533; A-7796)	721.104	am	(P-9193)
611.510	am	(P-7629; A-12650)			(P-16801/92; A-5650)
611.521	am	(P-2533; A-7796)	721.105	am	(P-9193)
611.560	am	(P-2533; A-7796)	721.106	am	(P-9193)
611.600	am	(P-7629; A-12650)	721.111	am	(P-16801/92; A-5650)
611.601	am	(P-7629; A-12650)	721.131	am	(P-9193)
611.603	am	(P-7629; A-12650)	721.132	am	(P-9193)
611.609	am	(P-7629; A-12650)	721.Ap.B	am	(P-9193)
611.611	am	(P-2533; A-7796)	721.Ap.G	am	(P-9193)
		(P-7629; A-12650)			(P-9445)
611.612	am	(P-2533; A-7796)	722.134	am	(P-16970/92; A-5806)
		(P-7629; A-12650)	724.101	am	(P-9453)
611.630	am	(P-2533; A-7796)	724.113	am	(P-9453)
611.640	am	(P-2533; A-7796)			(P-16970/92; A-5806)
		(P-7629; A-12650)	724.115	am	(P-9453)
611.646	am	(P-2533; A-7796)	724.119	n	(P-16970/92; A-5806)
		(P-7629; A-12650)	724.173	am	(P-16970/92; A-5806)
611.647	am	(P-2533; A-7796)	724.210	am	(P-9453)
611.648	am	(P-2533; A-7796)	724.211	am	(P-9453)
		(P-7629; A-12650)	724.212	am	(P-9453)
611.Ap.A	am	(P-2533; A-7796)	724.240	am	(P-9453)
		(P-7629; A-12650)	724.242	am	(P-9453)
611.Ap.E	n	(P-2533; A-7796)	724.243	am	(P-9453)
611.Tb.D	#	(P-2533; A-7796)	724.245	am	(P-9453)
611.Tb.D	n	(P-2533; A-7796)	724.247	am	(P-9453)

SAI-27

ILLINOIS REGISTER

Volume 17, Issue #42 SECTIONS AFFECTED INDEX October 15, 1993

TITLE 35 (CONT'D)

725.328	am	(P-16831/92; A-5681)	724.251	am	(P-9453)
725.354	am	(P-16831/92; A-5681)	724.321	am	(P-16970/92; A-5806)
725.355	n	(P-16831/92; A-5681)	724.322	n	(P-16970/92; A-5806)
725.359	n	(P-16831/92; A-5681)	724.323	n	(P-16970/92; A-5806)
725.360	n	(P-16831/92; A-5681)	724.326	am	(P-16970/92; A-5806)
725.401	am	(P-16831/92; A-5681)	724.328	n	(P-16970/92; A-5806)
725.402	r	(P-16831/92; A-5681)	724.351	am	(P-16970/92; A-5806)
725.403	n	(P-16831/92; A-5681)	724.352	n	(P-16970/92; A-5806)
725.404	n	(P-16831/92; A-5681)	724.353	n	(P-16970/92; A-5806)
725.410	am	(P-16831/92; A-5681)	724.354	am	(P-16970/92; A-5806)
725.414	am	(P-9245)	724.401	am	(P-16970/92; A-5806)
725.416	am	(P-9245)	724.402	n	(P-16970/92; A-5806)
725.540	am	(P-9245)	724.403	am	(P-16970/92; A-5806)
725.541	am	(P-9245)	724.404	n	(P-16970/92; A-5806)
725.542	am	(P-9245)	724.410	am	(P-16970/92; A-5806)
725.543	am	(P-16831/92; A-5681)	724.414	am	(P-9453)
		(P-9245)	724.416	am	(P-9453)
725.1100	n	(P-9245)	724.670	am	(P-9453)
725.1101	n	(P-9245)	724.671	am	(P-9453)
725.1102	n	(P-9245)	724.672	am	(P-9453)
726.141	r	(P-9528)	724.673	am	(P-16970/92; A-5806)
726.142	r	(P-9528)			(P-9453)
726.143	r	(P-9528)	724.1100	n	(P-9453)
726.144	r	(P-9528)	724.1101	n	(P-9453)
726.200	am	(P-17028/92; A-5865)	724.1102	n	(P-9453)
		(P-9528)	725.101	am	(P-9245)
726.201	am	(P-9528)	725.113	am	(P-16831/92; A-5681)
726.203	am	(P-9528)			(P-9245)
726.204	am	(P-9528)	725.115	am	(P-16831/92; A-5681)
726.206	am	(P-9528)	725.119	n	(P-16831/92; A-5681)
726.207	am	(P-9528)	725.173	am	(P-16831/92; A-5681)
726.212	am	(P-9528)	725.210	am	(P-9245)
726.219	am	(P-9528)	725.211	am	(P-9245)
726.Ap.I	am	(P-9528)	725.212	am	(P-9245)
728.102	am	(P-9317)	725.240	am	(P-9245)
728.103	am	(P-16878/92; A-5727)	725.243	am	(P-9245)
728.105	am	(P-9317)	725.245	am	(P-9245)
728.107	am	(P-9317)	725.247	am	(P-9245)
728.109	am	(P-9317)	725.321	am	(P-16831/92; A-5681)
728.114	n	(P-9317)			(P-9245)
728.135	am	(P-16878/92; A-5727)	725.322	r	(P-16831/92; A-5681)
		(P-9317)	725.322	n	(P-16831/92; A-5681)
728.136	n	(P-9317)	725.323	r	(P-16831/92; A-5681)
728.140	n	(P-9317)	725.323	n	(P-16831/92; A-5681)
728.141	am	(P-16878/92; A-5727)	725.324	n	(P-16831/92; A-5681)
		(P-9317)	725.326	am	(P-16831/92; A-5681)

SAI-28

ILLINOIS REGISTER
Volume 17, Issue #42
SECTIONS AFFECTED INDEX
October 15, 1993

TITLE 35 (CONT'D)					
728.142	am	(P-9317)	739.161	n	(P-9588)
728.145	n	(P-9317)	739.162	n	(P-9588)
728.146	n	(P-9317)	739.163	n	(P-9588)
728.150	am	(P-9317)	739.164	n	(P-9588)
728.Ap.B	am	(P-9317)	739.165	n	(P-9588)
728.Tb.A	am	(P-9317)	739.166	n	(P-9588)
728.Tb.B	am	(P-9317)	739.167	n	(P-9588)
728.Tb.D	am	(P-9317)	739.170	n	(P-9588)
		(P-16878/92; A-5727)	739.171	n	(P-9588)
		(P-9317)	739.172	n	(P-9588)
728.Tb.F	n	(P-9317)	739.173	n	(P-9588)
728.Tb.G	n	(P-9317)	739.174	n	(P-9588)
730.168	am	(P-8428; A-15646)	739.175	n	(P-9588)
738.101	am	(P-16770/92; A-6190)	739.180	n	(P-9588)
		(P-8423; A-15641)	739.181	n	(P-9588)
		(P-16770/92; A-6190)	739.182	n	(P-9588)
738.110	am	(P-8423; A-15641)	807.105	am	(P-17703)
738.117	n	(P-9588)	807.106	n	(E-17268)
739.100	n	(P-9588)	810.101	am	(P-17709)
739.110	n	(P-9588)	810.103	am	(P-8702) (P-17709)
739.111	n	(P-9588)	810.104	am	(P-8702) (P-17709)
739.112	n	(P-9588)	811.101	am	(P-8726) (P-17730)
739.120	n	(P-9588)	811.102	am	(P-8726)
739.121	n	(P-9588)	811.111	am	(P-8726)
739.122	n	(P-9588)	811.110	am	(P-8726)
739.123	n	(P-9588)	811.112	n	(P-8726)
739.124	n	(P-9588)	811.301	am	(P-17730)
739.130	n	(P-9588)	811.302	am	(P-8726)
739.131	n	(P-9588)	811.303	am	(P-8726)
739.132	n	(P-9588)	811.310	am	(P-16962/92; A-12413)
739.140	n	(P-9588)	811.319	am	(P-8726)
739.141	n	(P-9588)	811.323	am	(P-8726)
739.142	n	(P-9588)	811.324	n	(P-8726)
739.143	n	(P-9588)	811.325	n	(P-8726)
739.144	n	(P-9588)	811.326	n	(P-8726)
739.145	n	(P-9588)	811.700	am	(P-8726)
739.146	n	(P-9588)	811.701	am	(P-8726)
739.147	n	(P-9588)	811.702	am	(P-8726)
739.150	n	(P-9588)	811.703	am	(P-8726)
739.151	n	(P-9588)	811.704	am	(P-8726)
739.152	n	(P-9588)	811.705	am	(P-8726)
739.153	n	(P-9588)	811.706	am	(P-8726)
739.154	n	(P-9588)	811.707	am	(P-8726)
739.155	n	(P-9588)	811.708	am	(P-8726)
739.156	n	(P-9588)	811.709	am	(P-8726)
739.157	n	(P-9588)	811.710	am	(P-8726)
739.158	n	(P-9588)	811.711	am	(P-8726)
739.159	n	(P-9588)	811.712	am	(P-8726)
739.160	n	(P-9588)			

ILLINOIS REGISTER
Volume 17, Issue #42
SECTIONS AFFECTED INDEX
October 15, 1993

TITLE 35 (CONT'D)					
811.713	am	(P-8726)	817.403	n	(P-17659)
811.714	am	(P-8726)	817.404	n	(P-17659)
811.715	am	(P-8726)	817.405	n	(P-17659)
811.Ap.B	n	(P-8726)	817.406	n	(P-17659)
812.101	am	(P-17644)	817.407	n	(P-17659)
812.301	am	(P-17644)	817.408	n	(P-17659)
813.101	am	(P-17654)	817.409	n	(P-17659)
813.106	am	(P-16920/92; A-12409)	817.410	n	(P-17659)
814.101	am	(P-8714)	817.411	n	(P-17659)
814.102	am	(P-8714)	817.412	n	(P-17659)
814.103	am	(P-8714)	817.413	n	(P-17659)
814.104	am	(P-8714)	817.414	n	(P-17659)
814.105	am	(P-8714)	817.415	n	(P-17659)
814.107	n	(P-8714)	817.416	n	(P-17659)
814.108	n	(P-8714)	817.417	n	(P-17659)
814.302	am	(P-8714)	817.418	n	(P-17659)
814.402	am	(P-8714)	817.419	n	(P-17659)
814.501	am	(P-8714)	817.420	n	(P-17659)
814.601	n	(P-17721)	817.421	n	(P-17659)
814.602	n	(P-17721)	817.501	n	(P-17659)
814.701	n	(P-17721)	817.Ap.A	n	(P-17659)
814.702	n	(P-17721)	858.207	am	(P-4621/92; A-4190)
814.801	n	(P-17721)	876.	n	(E-16191/92; O-18856/92; RC-18857/92; M-2438)
814.802	n	(P-17721)			
815.202	am	(P-17649)	1420.101	am	(P-19625/92; A-9947)
815.401	am	(P-17649)	1420.102	am	(P-19625/92; A-9947)
817.101	n	(P-17659)	1420.103	n	(P-19625/92; A-9947)
817.102	n	(P-17659)	1420.104	n	(P-19625/92; A-9947)
817.103	n	(P-17659)	1420.105	n	(P-19625/92; A-9947)
817.104	n	(P-17659)	1420.106	n	(P-19625/92; A-9947)
817.105	n	(P-17659)	1420.107	n	(P-19625/92; A-9947)
817.106	n	(P-17659)	1420.120	n	(P-19625/92; A-9947)
817.107	n	(P-17659)	1421.101	n	(P-19615/92; A-10392)
817.201	n	(P-17659)	1421.110	n	(P-19615/92; A-10392)
817.202	n	(P-17659)	1421.111	n	(P-19615/92; A-10392)
817.203	n	(P-17659)	1421.120	n	(P-19615/92; A-10392)
817.204	n	(P-17659)	1421.121	n	(P-19615/92; A-10392)
817.301	n	(P-17659)	1421.130	n	(P-19615/92; A-10392)
817.302	n	(P-17659)	1421.131	n	(P-19615/92; A-10392)
817.303	n	(P-17659)	1421.140	n	(P-19615/92; A-10392)
817.304	n	(P-17659)	1421.141	n	(P-19615/92; A-10392)
817.305	n	(P-17659)	1421.11.A	n	(P-19615/92; A-10392)
817.306	n	(P-17659)	1422.101	n	(P-20002/92; A-9911)
817.307	n	(P-17659)	1422.105	n	(P-20002/92; A-9911)
817.308	n	(P-17659)	1422.106	n	(P-20002/92; A-9911)
817.401	n	(P-17659)	1422.110	n	(P-20002/92; A-9911)
817.402	n	(P-17659)	1422.111	n	(P-20002/92; A-9911)
			1422.120	n	(P-20002/92; A-9911)

ILLINOIS REGISTER
 Volume 17, Issue #42
 SECTIONS AFFECTED INDEX
 October 15, 1993

ILLINOIS REGISTER
 Volume 17, Issue #42
 SECTIONS AFFECTED INDEX
 October 15, 1993

TITLE 35 (CONT'D)		TITLE 38 (CONT'D)	
1422.121 n	(P-20002/92; A-9911)	400.1330 re	(A-4464)
1422.122 n	(P-20002/92; O-8084; M-10007; A-9911)	400.1340 re	(A-4464)
1422.123 n	(P-20002/92; A-9911)	400.1410 re	(A-4464)
1422.124 n	(P-20002/92; A-9911)	400.1420 re	(A-4464)
1422.125 n	(P-20002/92; A-9911)	400.1430 re	(A-4464)
1422.126 n	(P-20002/92; A-9911)	400.1440 re	(A-4464)
1422.127 n	(P-20002/92; A-9911)	400.1450 re	(A-4464)
1422.Ap.A n	(P-20002/92; A-9911)	400.1460 re	(A-4464)
Tb.A n	(P-20002/92; A-9911)	400.1470 re	(A-4464)
Tb.B n	(P-20002/92; A-9911)	400.1480 re	(A-4464)
Tb.C n	(P-20002/92; A-9911)	400.1510 re	(A-4464)
1422.Ap.B n	(P-20002/92; A-9911)	400.1520 re	(A-4464)
TITLE 38		400.1530 re	(A-4464)
130.10 am	(P-6929)	400.1540 re	(A-4464)
130.30 am	(P-6929)	400.1550 re	(A-4464)
130.60 am	(P-6929)	400.1560 re	(A-4464)
180.10 am	(P-14006/92; A-123)	400.1570 re	(A-4464)
180.22 n	(P-14006/92; A-123)	400.1580 re	(A-4464)
180.24 n	(P-14006/92; A-123)	400.1590 re	(A-4464)
180.30 am	(P-14006/92; A-123)	400.1600 re	(A-4464)
180.85 am	(P-5990; A-9893)	400.1610 re	(A-4464)
180.92 n	(E-6321)	400.1620 re	(A-4464)
180.94 n	(P-14006/92; A-123)	400.1630 re	(A-4464)
180.100 am	(P-14006/92; A-123)	400.1640 re	(A-4464)
190.35 n	(P-6599; W-13197)	400.1650 re	(A-4464)
190.70 am	(P-6599; W-13197)	400.1660 re	(A-4464)
190.75 n	(P-6599; W-13197)	400.1670 re	(A-4464)
190.165 am	(P-6599; W-13197)	400.1680 re	(A-4464)
400.110 re	(A-4464)	400.1690 re	(A-4464)
400.120 re	(A-4464)	400.1700 re	(A-4464)
400.130 re	(A-4464)	400.1710 re	(A-4464)
400.140 re	(A-4464)	400.1720 re	(A-4464)
400.141 re	(A-4464)	400.1730 re	(A-4464)
400.142 re	(A-4464)	400.1740 re	(A-4464)
400.143 re	(A-4464)	400.1750 re	(A-4464)
400.150 re	(A-4464)	400.1760 re	(A-4464)
400.205 re	(A-4464)	400.1770 re	(A-4464)
400.210 re	(A-4464)	400.1780 re	(A-4464)
400.220 re	(A-4464)	400.1790 re	(A-4464)
400.230 re	(A-4464)	400.1800 re	(A-4464)
400.240 re	(A-4464)	400.1810 re	(A-4464)
400.250 re	(A-4464)	400.1905 re	(A-4464)
400.260 re	(A-4464)	400.1910 re	(A-4464)
400.270 re	(A-4464)	400.1915 re	(A-4464)
		400.1920 re	(A-4464)
		400.1925 re	(A-4464)
		400.1930 re	(A-4464)
		400.1935 re	(A-4464)
		400.1940 re	(A-4464)
		400.1945 re	(A-4464)
		400.1950 re	(A-4464)
		400.1955 re	(A-4464)
		400.1970 re	(A-4464)
		400.1972 re	(A-4464)
		400.1975 re	(A-4464)
		400.1980 re	(A-4464)
		400.1982 re	(A-4464)
		400.1985 re	(A-4464)
		400.1990 re	(A-4464)
		400.1993 re	(A-4464)
		400.1997 re	(A-4464)
		400.2010 re	(A-4464)
		400.2005 re	(A-4464)
		400.2020 re	(A-4464)
		400.2030 re	(A-4464)
		400.2040 re	(A-4464)
		400.2050 re	(A-4464)
		400.2055 re	(A-4464)
		400.2060 re	(A-4464)
		400.2070 re	(A-4464)
		400.2105 re	(A-4464)
		400.2110 re	(A-4464)
		400.2120 re	(A-4464)
		400.2200 re	(A-4464)
		400.2300 re	(A-4464)
		400.2310 re	(A-4464)
		400.2320 re	(A-4464)
		400.2330 re	(A-4464)
		400.2340 re	(A-4464)
		400.2400 re	(A-4464)
		400.2410 re	(A-4464)
		400.2420 re	(A-4464)
		400.2500 re	(A-4464)
		400.2510 re	(A-4464)
		400.2520 re	(A-4464)
		400.2530 re	(A-4464)
		400.2540 re	(A-4464)
		400.2550 re	(A-4464)
		400.2700 re	(A-4464)
		400.2710 re	(A-4464)
		450.110 re	(A-4475)
		450.115 re	(A-4475)
		450.120 re	(A-4475)
		450.125 re	(A-4475)

ILLINOIS REGISTER

Volume 17, Issue #42 SECTIONS AFFECTED INDEX October 15, 1993

TITLE 38 (CONT'D)

450.130	re	(A-4475)	450.530	re	(A-4475)
450.135	n	(P-17570/92; A-3513)	450.640	re	(A-4475)
450.135	re	(A-4475)	450.650	re	(A-4475)
450.140	re	(A-4475)	450.660	re	(A-4475)
450.145	n	(P-17570/92; A-3513)	450.710	re	(A-4475)
450.145	re	(A-4475)	450.720	re	(A-4475)
450.150	re	(A-4475)	450.730	re	(A-4475)
450.160	n	(P-17570/92; A-3513)	450.740	re	(A-4475)
450.165	n	(P-17570/92; A-3513)	450.750	re	(A-4475)
450.165	re	(A-4475)	450.810	re	(A-4475)
450.170	re	(A-4475)	450.820	re	(A-4475)
450.175	am	(P-17570/92; A-3513)	450.830	re	(A-4475)
450.175	re	(A-4475)	450.840	re	(A-4475)
450.185	re	(A-4475)	450.850	re	(A-4475)
450.210	am	(P-17570/92; A-3513)	450.860	re	(A-4475)
450.210	re	(A-4475)	450.910	re	(A-4475)
450.220	am	(P-17570/92; A-3513)	450.920	re	(A-4475)
450.220	re	(A-4475)	450.930	re	(A-4475)
450.230	re	(A-4475)	450.940	am	(P-17570/92; A-3513)
450.240	re	(A-4475)	450.940	re	(A-4475)
450.250	re	(A-4475)	450.950	re	(A-4475)
450.255	re	(A-4475)	450.1010	re	(A-4475)
450.260	am	(P-17570/92; A-3513)	450.1020	am	(P-17570/92; A-3513)
450.260	re	(A-4475)	450.1020	re	(A-4475)
450.270	re	(A-4475)	450.1030	re	(A-4475)
450.280	re	(A-4475)	450.1110	re	(A-4475)
450.290	re	(A-4475)	450.1120	re	(A-4475)
450.310	re	(A-4475)	450.1130	re	(A-4475)
450.320	re	(A-4475)	450.1140	re	(A-4475)
450.330	re	(A-4475)	450.1150	re	(A-4475)
450.340	re	(A-4475)	450.1160	re	(A-4475)
450.350	re	(A-4475)	450.1170	re	(A-4475)
450.410	am	(P-17570/92; A-3513)	450.1175	re	(A-4475)
450.410	re	(A-4475)	450.1210	re	(A-4475)
450.420	re	(A-4475)	450.1220	re	(A-4475)
450.425	n	(P-17570/92; A-3513)	450.1230	re	(A-4475)
450.425	re	(A-4475)	450.1240	re	(A-4475)
450.430	re	(A-4475)	450.1250	re	(A-4475)
450.440	re	(A-4475)	450.1305	re	(A-4475)
450.450	re	(A-4475)	450.1310	re	(A-4475)
450.460	re	(A-4475)	450.1315	re	(A-4475)
450.470	re	(A-4475)	450.1320	re	(A-4475)
450.475	re	(A-4475)	450.1325	re	(A-4475)
450.480	re	(A-4475)	450.1330	re	(A-4475)
450.490	re	(A-4475)	450.1335	am	(P-17570/92; A-3513)
450.610	re	(A-4475)	450.1335	re	(A-4475)
			450.1340	re	(A-4475)

ILLINOIS REGISTER

Volume 17, Issue #42

SECTIONS AFFECTED INDEX

October 15, 1993

TITLE 38 (CONT'D)

1000.1220	re	(A-4464)
1000.1310	re	(A-4464)
1000.1320	re	(A-4464)
1000.1330	re	(A-4464)
1000.1340	re	(A-4464)
1000.1410	re	(A-4464)
1000.1420	re	(A-4464)
1000.1430	re	(A-4464)
1000.1440	re	(A-4464)
1000.1450	re	(A-4464)
1000.1460	re	(A-4464)
1000.1470	re	(A-4464)
1000.1480	re	(A-4464)
1000.1510	re	(A-4464)
1000.1520	re	(A-4464)
1000.1530	re	(A-4464)
1000.1540	re	(A-4464)
1000.1550	re	(A-4464)
1000.1560	re	(A-4464)
1000.1570	re	(A-4464)
1000.1580	re	(A-4464)
1000.1590	re	(A-4464)
1000.1600	re	(A-4464)
1000.1610	re	(A-4464)
1000.1620	re	(A-4464)
1000.1630	re	(A-4464)
1000.1640	re	(A-4464)
1000.1650	re	(A-4464)
1000.1660	re	(A-4464)
1000.1670	re	(A-4464)
1000.1680	re	(A-4464)
1000.1690	re	(A-4464)
1000.1700	re	(A-4464)
1000.1710	re	(A-4464)
1000.1720	re	(A-4464)
1000.1730	re	(A-4464)
1000.1740	re	(A-4464)
1000.1750	re	(A-4464)
1000.1760	re	(A-4464)
1000.1770	re	(A-4464)
1000.1770	re	(A-4464)
1000.1780	re	(A-4464)
1000.1790	re	(A-4464)
1000.1800	re	(A-4464)
1000.1810	re	(A-4464)
1000.1905	re	(A-4464)
1000.1910	re	(A-4464)

re	1000,1915
re	1000,1920
re	1000,1925
re	1000,1930
re	1000,1935
re	1000,1940
re	1000,1945
re	1000,1950
re	1000,1955
re	1000,1970
re	1000,1972
re	1000,1975
re	1000,1980
re	1000,1982
re	1000,1985
re	1000,1990
re	1000,1993
re	1000,1997
re	1000,2005
re	1000,2010
re	1000,2020
re	1000,2030
re	1000,2040
re	1000,2050
re	1000,2055
re	1000,2060
re	1000,2070
re	1000,2105
re	1000,2110
re	1000,2120
re	1000,2200
re	1000,2300
re	1000,2310
re	1000,2320
re	1000,2330
re	1000,2340
re	1000,2400
re	1000,2410
re	1000,2420
re	1000,2430
re	1000,2510
re	1000,2520
re	1000,2530
re	1000,2540
re	1000,2550
re	1000,2700
re	1000,2710
re	1050,110

SAI-35

ILLINOIS REGISTER

Volume 17, Issue #42

SECTIONS AFFECTED INDEX

October 15, 1993

TITLE 38 (CONT'D)

(A-4475)	1050.740	re	(A-4475)
(A-4475)	1050.750	re	(A-4475)
(A-4475)	1050.810	re	(A-4475)
(A-4475)	1050.820	re	(A-4475)
(A-4475)	1050.830	re	(A-4475)
(A-4475)	1050.840	re	(A-4475)
(A-4475)	1050.850	re	(A-4475)
(A-4475)	1050.860	re	(A-4475)
(A-4475)	1050.910	re	(A-4475)
(A-4475)	1050.920	re	(A-4475)
(A-4475)	1050.930	re	(A-4475)
(A-4475)	1050.940	re	(A-4475)
(A-4475)	1050.950	re	(A-4475)
(A-4475)	1050.1010	re	(A-4475)
(A-4475)	1050.1020	re	(A-4475)
(A-4475)	1050.1030	re	(A-4475)
(A-4475)	1050.1110	re	(A-4475)
(A-4475)	1050.1120	re	(A-4475)
(A-4475)	1050.1130	re	(A-4475)
(A-4475)	1050.1140	re	(A-4475)
(A-4475)	1050.1150	re	(A-4475)
(A-4475)	1050.1160	re	(A-4475)
(A-4475)	1050.1170	re	(A-4475)
(A-4475)	1050.1175	re	(A-4475)
(A-4475)	1050.1210	re	(A-4475)
(A-4475)	1050.1220	re	(A-4475)
(A-4475)	1050.1230	re	(A-4475)
(A-4475)	1050.1240	re	(A-4475)
(A-4475)	1050.1250	re	(A-4475)
(A-4475)	1050.1305	re	(A-4475)
(A-4475)	1050.1310	re	(A-4475)
(A-4475)	1050.1315	re	(A-4475)
(A-4475)	1050.1320	re	(A-4475)
(A-4475)	1050.1325	re	(A-4475)
(A-4475)	1050.1330	re	(A-4475)
(A-4475)	1050.1335	re	(A-4475)
(A-4475)	1050.1340	re	(A-4475)
(A-4475)	1050.1345	re	(A-4475)
(A-4475)	1050.1350	re	(A-4475)
(A-4475)	1050.1355	re	(A-4475)
(A-4475)	1050.1360	re	(A-4475)
(A-4475)	1050.1410	re	(A-4475)
(A-4475)	1050.1420	re	(A-4475)
(A-4475)	1050.1510	re	(A-4475)
(A-4475)	1050.1520	re	(A-4475)
(A-4475)	1050.1530	re	(A-4475)
(A-4475)	1050.1540	re	(A-4475)
(A-4475)	1050.1540	re	(A-4475)

re	1050.730	(A-4475)
re	1050.740	(A-4475)
re	1050.750	(A-4475)
re	1050.810	(A-4475)
re	1050.820	(A-4475)
re	1050.830	(A-4475)
re	1050.840	(A-4475)
re	1050.850	(A-4475)
re	1050.860	(A-4475)
re	1050.910	(A-4475)
re	1050.920	(A-4475)
re	1050.930	(A-4475)
re	1050.940	(A-4475)
re	1050.950	(A-4475)
re	1050.1010	(A-4475)
re	1050.1020	(A-4475)
re	1050.1030	(A-4475)
re	1050.1110	(A-4475)
re	1050.1120	(A-4475)
re	1050.1130	(A-4475)
re	1050.1140	(A-4475)
re	1050.1150	(A-4475)
re	1050.1160	(A-4475)
re	1050.1170	(A-4475)
re	1050.1175	(A-4475)
re	1050.1210	(A-4475)
re	1050.1220	(A-4475)
re	1050.1230	(A-4475)
re	1050.1240	(A-4475)
re	1050.1250	(A-4475)
re	1050.1305	(A-4475)
re	1050.1310	(A-4475)
re	1050.1315	(A-4475)
re	1050.1320	(A-4475)
re	1050.1325	(A-4475)
re	1050.1330	(A-4475)
re	1050.1335	(A-4475)
re	1050.1340	(A-4475)
re	1050.1345	(A-4475)
re	1050.1350	(A-4475)
re	1050.1355	(A-4475)
re	1050.1360	(A-4475)
re	1050.1410	(A-4475)
re	1050.1420	(A-4475)
re	1050.1510	(A-4475)
re	1050.1520	(A-4475)
re	1050.1530	(A-4475)
re	1050.1540	(A-4475)

SAI-36.

TITLE 38 (CONT'D)			TITLE 38 (CONT'D)			TITLE 38 (CONT'D)			TITLE 38 (CONT'D)		
1050.1550	re	(A-4475)	1075.1895	n	(P-2727; A-8894)	120.4	r	(P-19291/92; A-14917)			
1050.1550	re	(A-4475)	1075.1900	n	(P-2727; A-8894)	120.7	r	(P-19291/92; A-14917)			
1050.1560	re	(A-4475)	1075.1905	n	(P-2727; A-8894)	120.10	am	(P-19291/92; A-14917)			
1050.1570	re	(A-4475)	1075.1910	n	(P-2727; A-8894)	120.11	am	(P-19291/92; A-14917)			
1050.1580	re	(A-4475)	1075.1915	n	(P-2727; A-8894)	120.20	am	(P-19291/92; A-14917)			
1050.1590	re	(A-4475)	1075.1920	n	(P-2727; A-8894)	120.30	n	(P-19291/92; A-14917)			
1050.1595	re	(A-4475)	1075.1925	n	(P-2727; A-8894)	120.30	n	(P-19291/92; A-14917)			
1050.1600	re	(A-4475)	1075.1930	n	(P-2727; A-8894)	120.41	r	(P-19291/92; A-14917)			
1050.1610	re	(A-4475)	1075.1935	n	(P-2727; A-8894)	120.100	am	(P-19291/92; A-14917)			
1050.1620	re	(A-4475)	1075.1940	n	(P-2727; A-8894)	120.105	n	(P-19291/92; A-14917)			
1050.1630	re	(A-4475)	1075.1945	n	(P-2727; A-8894)	120.200	am	(P-19291/92; A-14917)			
1050.1640	re	(A-4475)	1075.1950	n	(P-2727; A-8894)	120.205	n	(P-19291/92; A-14917)			
1050.1650	re	(A-4475)	1075.1955	n	(P-2727; A-8894)	120.300	am	(P-19291/92; A-14917)			
1050.1660	re	(A-4475)	1075.1960	n	(P-2727; A-8894)	120.400	r	(P-19291/92; A-14917)			
1050.1670	re	(A-4475)	1075.1965	n	(P-2727; A-8894)	120.500	r	(P-19291/92; A-14917)			
1050.1680	re	(A-4475)	1075.1970	n	(P-2727; A-8894)	120.600	am	(P-19291/92; A-14917)			
1050.1690	re	(A-4475)	1075.1975	n	(P-2727; A-8894)	120.700	r	(P-19291/92; A-14917)			
1050.1700	re	(A-4475)	1075.1980	n	(P-2727; A-8894)	120.900	r	(P-19291/92; A-14917)			
1050.1720	re	(A-4475)	1075.1985	n	(P-2727; A-8894)	120.1000	am	(P-19291/92; A-14917)			
1050.1730	re	(A-4475)	1075.1990	n	(P-2727; A-8894)	120.1010	am	(P-19291/92; A-14917)			
1050.1740	re	(A-4475)	1075.1995	n	(P-2727; A-8894)	120.1020	am	(P-19291/92; A-14917)			
1050.1750	re	(A-4475)	1075.2000	n	(P-2727; A-8894)	120.1040	am	(P-19291/92; A-14917)			
1050.1760	re	(A-4475)	1075.2005	n	(P-2727; A-8894)	120.1041	am	(P-19291/92; A-14917)			
1050.1770	re	(A-4475)	1075.2010	n	(P-2727; A-8894)	120.1100	am	(P-19291/92; A-14917)			
1050.1790	re	(A-4475)	1075.2015	n	(P-2727; A-8894)	120.1210	am	(P-19291/92; A-14917)			
1075.100	n	(P-2727; A-8894)	1075.2020	n	(P-2727; A-8894)	120.1220	am	(P-19291/92; A-14917)			
1075.1425	am	(P-2727; A-8894)	1075.2025	n	(P-2727; A-8894)	120.1240	am	(P-19291/92; A-14917)			
1075.1700	n	(P-2727; A-8894)	1075.2030	n	(P-2727; A-8894)	120.1250	am	(P-19291/92; A-14917)			
1075.1710	n	(P-2727; A-8894)	1075.2035	n	(P-2727; A-8894)	120.1260	am	(P-19291/92; A-14917)			
1075.1800	n	(P-2727; A-8894)	1075.2040	n	(P-2727; A-8894)	120.1270	am	(P-19291/92; A-14917)			
1075.1805	n	(P-2727; A-8894)	1075.2045	n	(P-2727; A-8894)	120.1275	am	(P-19291/92; A-14917)			
1075.1810	n	(P-2727; A-8894)	1075.2050	n	(P-2727; A-8894)	120.1280	am	(P-19291/92; A-14917)			
1075.1815	n	(P-2727; A-8894)	1075.2055	n	(P-2727; A-8894)	120.1285	am	(P-19291/92; A-14917)			
1075.1820	n	(P-2727; A-8894)	1075.2060	n	(P-2727; A-8894)	120.1290	am	(P-19291/92; A-14917)			
1075.1825	n	(P-2727; A-8894)	1075.2065	n	(P-2727; A-8894)	120.1300	am	(P-19291/92; A-14917)			
1075.1830	n	(P-2727; A-8894)	1075.2070	n	(P-2727; A-8894)	120.1305	am	(P-19291/92; A-14917)			
1075.1835	n	(P-2727; A-8894)	1075.2075	n	(P-2727; A-8894)	120.1310	am	(P-19291/92; A-14917)			
1075.1840	n	(P-2727; A-8894)	1075.2080	n	(P-2727; A-8894)	120.1320	am	(P-19291/92; A-14917)			
1075.1845	n	(P-2727; A-8894)	1075.2085	n	(P-2727; A-8894)	120.1325	am	(P-19291/92; A-14917)			
1075.1850	n	(P-2727; A-8894)	1075.2090	n	(P-2727; A-8894)	120.1330	am	(P-19291/92; A-14917)			
1075.1855	n	(P-2727; A-8894)	1075.2095	n	(P-2727; A-8894)	120.1335	am	(P-19291/92; A-14917)			
1075.1860	n	(P-2727; A-8894)	1075.2100	n	(P-2727; A-8894)	120.1340	am	(P-19291/92; A-14917)			
1075.1865	n	(P-2727; A-8894)	1075.2105	n	(P-2727; A-8894)	120.1350	am	(P-19291/92; A-14917)			
1075.1870	n	(P-2727; A-8894)	1075.2110	n	(P-2727; A-8894)	120.1355	am	(P-19291/92; A-14917)			
1075.1875	n	(P-2727; A-8894)	1075.2115	n	(P-2727; A-8894)	120.1360	am	(P-19291/92; A-14917)			
1075.1880	n	(P-2727; A-8894)	1075.2120	n	(P-2727; A-8894)	120.1365	am	(P-19291/92; A-14917)			
1075.1885	n	(P-2727; A-8894)	1075.2125	n	(P-2727; A-8894)	120.1370	r	(P-19291/92; A-14917)			
1075.1890	n	(P-2727; A-8894)	1075.2130	n	(P-2727; A-8894)	120.1375	am	(P-19291/92; A-14917)			
			TITLE 41								
			100.7								
			am								
			(P-15681/92; PF-8083; W-10010)								
						(P-14352)					

ILLINOIS REGISTER

ILLINOIS REGISTER				Volume 17, Issue #42	SECTIONS AFFECTED INDEX	October 15, 1999
TITLE 47 (CONT'D)						
370.501	n	(P-11713/92; A-319)	700.227	n	(P-4530)	
370.502	n	(P-11713/92; A-319)	700.228	n	(P-4530)	
370.503	n	(P-11713/92; A-319)	700.250	n	(P-4530)	
370.504	n	(P-11713/92; A-319)	700.252	n	(P-4530)	
370.505	n	(P-11713/92; A-319)	700.260	n	(P-4530)	
370.506	n	(P-11713/92; A-319)	700.265	n	(P-4530)	
370.507	n	(P-11713/92; A-319)	700.270	n	(P-4530)	
370.601	n	(P-11713/92; A-319)	700.275	n	(P-4530)	
370.602	n	(P-11713/92; A-319)	700.280	n	(P-4530)	
TITLE 50						
370.603	n	(P-11713/92; A-319)	802.10	am	(P-44; A-6783) (E-163)	
370.604	n	(P-11713/92; A-319)	802.20	am	(P-44; A-6783) (E-163)	
370.605	n	(P-11713/92; A-319)	802.30	am	(P-44; A-6783) (E-163)	
370.701	n	(P-11713/92; A-319)	802.40	am	(P-44; A-6783) (E-163)	
370.702	n	(P-11713/92; A-319)	802.50	am	(P-44; A-6783) (E-163)	
370.703	n	(P-11713/92; A-319)	802.60	am	(P-44; A-6783) (E-163)	
370.704	n	(P-11713/92; A-319)	802.70	am	(P-44; A-6783) (E-163)	
370.705	n	(P-11713/92; A-319)	802.80	am	(P-44; A-6783) (E-163)	
370.706	n	(P-11713/92; A-319)	805.10	am	(P-42; A-6775) (E-154)	
370.707	n	(P-11713/92; A-319)	805.20	am	(P-42; A-6775) (E-154)	
370.801	n	(P-11713/92; A-319)	805.30	am	(P-42; A-6775) (E-154)	
370.802	n	(P-11713/92; A-319)	805.40	am	(P-42; A-6775) (E-154)	
370.901	n	(P-11713/92; A-319)	805.50	am	(P-42; A-6775) (E-154)	
370.902	n	(P-11713/92; A-319)	805.60	am	(P-42; A-6775) (E-154)	
370.903	n	(P-11713/92; A-319)	805.70	am	(P-42; A-6775) (E-154)	
370.904	n	(P-11713/92; A-319)	904.20	am	(P-3993; A-15584)	
370.1001	n	(P-11713/92; A-319)	916.10	am	(P-5992; A-15853)	
370.1002	n	(P-11713/92; A-319)	916.20	am	(P-5992; A-15853)	
370.1003	n	(P-11713/92; A-319)	916.30	am	(P-5992; A-15853)	
370.1004	n	(P-11713/92; A-319)	916.40	am	(P-5992; A-15853)	
370.1005	n	(P-11713/92; A-319)	916.50	am	(P-5992; A-15853)	
370.1006	n	(P-11713/92; A-319)	916.Ex.B	am	(P-5992; A-15853)	
370.1007	n	(P-11713/92; A-319)	916.Ex.C	am	(P-5992; A-15853)	
370.1101	n	(P-11713/92; A-319)	916.11.A	n	(P-5992; A-15853)	
700.100	n	(P-4530)	916.11.B	n	(P-5992; A-15853)	
700.110	n	(P-4530)	916.11.C	n	(P-5992; A-15853)	
700.200	n	(P-4530)	920.10	r	(P-2530; A-15831)	
700.205	n	(P-4530)	920.20	r	(P-2530; A-15831)	
700.207	n	(P-4530)	927.10	am	(P-2106; A-15834)	
700.209	n	(P-4530)	927.20	am	(P-2106; A-15834)	
700.211	n	(P-4530)	927.30	am	(P-2106; A-15834)	
700.213	n	(P-4530)	932.20	am	(P-7279/92; O-1240; M-6893)	
700.220	n	(P-4530)	932.40	am	(P-7279/92; O-1240; M-6893; A-6768)	
700.221	n	(P-4530)	932.60	am	(P-7279/92; O-1240; M-6893; A-6768)	
700.223	n	(P-4530)				
700.224	n	(P-4530)				
700.225	n	(P-4530)				
700.226	n	(P-4530)				

ILLINOIS REGISTER

Volume 17, Issue #42	SECTIONS AFFECTED INDEX	October 15, 1993
TITLE 50 (CONT'D)		
939.10 am	(P-4768; A-15838)	2012.122 am (P-11279)
939.20 am	(P-4768; A-15838)	2012.124 am (P-11279)
939.30 am	(P-4768; A-15838)	2012.126 am (P-11279)
939.11.A am	(P-4768; A-15838)	2012.130 am (P-11279)
939.11.B am	(P-4768; A-15838)	2012.140 am (P-11279)
939.11.C am	(P-4768; A-15838)	2012.150 am (P-11279)
939.11.D am	(P-4768; A-15838)	2012.Ex.D am (P-11279)
939.11.E am	(P-4768; A-15838)	2013.10 am (P-10375/92; A-1525)
939.11.F am	(P-4768; A-15838)	2013.20 am (P-10375/92; A-1525)
1103.10 n	(P-8411)	2013.30 am (P-10375/92; A-1525)
1103.20 n	(P-8411)	2013.50 am (P-10375/92; A-1525)
1103.30 n	(P-8411)	2013.60 am (P-10375/92; A-1525)
1103.40 n	(P-8411)	2013.70 am (P-10375/92; A-1525)
1103.50 Ex.A n	(P-8411)	2015.10 n (P-696; A-8170)
1250.10 n	(P-3985)	2015.20 n (P-696; A-8170)
1250.20 n	(P-3985)	2015.30 n (P-696; A-8170)
1250.30 n	(P-3985)	2015.40 n (P-696; A-8170)
1250.40 n	(P-3985)	2015.50 n (P-696; A-8170)
1408.10 n	(P-8735/92; A-4195)	2015.60 n (P-696; A-8170)
1408.20 n	(P-8735/92; A-4195)	6201.70 am (P-14073)
1408.30 n	(P-8735/92; A-4195)	6201.75 n (P-14073)
1408.40 n	(P-8735/92; A-4195)	7020.80 am (P-14511/92; A-2206)
1408.50 n	(P-8735/92; A-4195)	
1408.60 n	(P-8735/92; A-4195)	
1408.70 n	(P-8735/92; A-4195)	
1408.80 n	(P-8735/92; A-4195)	
1408.90 n	(P-8735/92; A-4195)	
1408.11.A n	(P-8735/92; A-4195)	
2008.73 am	(P-18917/92; A-11469)	
2012.10 am	(P-11279)	TITLE 56 350.280 am (P-3780/92; O-180; R-1239; A-1074) (E-7072)
2012.20 am	(P-11279)	
2012.25 am	(P-11279)	
2012.30 am	(P-11279)	
2012.40 am	(P-11279)	
2012.50 am	(P-11279)	
2012.55 am	(P-11279)	
2012.60 am	(P-11279)	
2012.65 am	(P-11279)	
2012.70 am	(P-11279)	
2012.80 am	(P-11279)	
2012.90 am	(P-11279)	
2012.95 am	(P-11279)	
2012.100 am	(P-11279)	
2012.110 am	(P-11279)	
2012.115 am	(P-11279)	
2012.120 am	(P-11279)	

ILLINOIS REGISTER

Volume 17, Issue #42 SECTIONS AFFECTED INDEX October 15, 1993

2720.110	r	(P-6919; A-17937)	103.20	am	(P-14078/92; A-10282)
2720.115	am	(P-6919; A-17937)	103.25	n	(P-14078/92; A-10282)
2720.135	am	(P-6919; A-17937)	103.30	n	(P-14078/92; A-10282)
2720.145	am	(P-6919; A-17937)	103.40	r	(P-14078/92; A-10282)
2720.300	am	(P-16313)	103.50	am	(P-14078/92; A-10282)
2732.225	n	(P-211; A-8809)	103.60	n	(P-14078/92; A-10282)
2732.227	n	(P-211; A-8809)	103.65	am	(P-14078/92; A-10282)
2732.230	n	(P-5985; A-17947)	103.70	am	(P-14078/92; A-10282)
2760.126	n	(E-13798)	103.80	am	(P-14078/92; A-10282)
2760.140	am	(P-16319)	103.90	am	(P-14078/92; A-10282)
2765.5	am	(P-12006/92; A-308)	103.95	n	(P-14078/92; A-10282)
2765.50	am	(P-12006/92; A-308)	103.100	am	(P-14078/92; A-10282)
2765.64	n	(P-12006/92; A-308)	103.110	am	(P-14078/92; A-10282)
2765.66	am	(P-12006/92; A-308)	103.120	am	(P-14078/92; A-10282)
2765.70	r	(P-12006/92; A-308)	103.130	am	(P-14078/92; A-10282)
2765.70	n	(P-12006/92; A-308)	103.140	r	(P-14078/92; A-10282)
2765.71	n	(P-2523; A-10275)	103.150	am	(P-14078/92; A-10282)
2765.72	n	(E-13801)	103.160	am	(P-14078/92; A-10282)
2765.74	n	(P-12006/92; A-308)	103.165	n	(P-14078/92; A-10282)
2765.75	am	(P-12006/92; A-308)	103.170	am	(P-14078/92; A-10282)
2765.328	am	(P-15638/92; A-614)	103.180	am	(P-14078/92; A-10282)
2765.329	n	(P-15638/92; A-614)	103.190	am	(P-14078/92; A-10282)
2765.330	n	(P-15638/92; A-614)	103.200	r	(P-14078/92; A-10282)
2765.333	am	(P-15638/92; A-614)	103.210	n	(P-14078/92; A-10282)
2765.334	am	(P-15638/92; A-614)	119.120	am	(P-6397)
2765.335	am	(P-15638/92; A-614)	119.260	am	(P-6397)
2770.100	am	(P-15625/92; A-295)	119.300	am	(P-6397)
2770.105	am	(P-15625/92; A-295)	121.10	n	(P-15715/92; RC-3689; A-4261)
2770.110	am	(P-15625/92; A-295)	121.15	n	(P-15715/92; RC-3689; A-4261)
2840.25	n	(P-886; A-10270)	121.20	n	(P-15715/92; RC-3689; A-4261)
2840.125	n	(P-8403; A-17929)	121.25	n	(P-15715/92; RC-3689; A-4261)
2865.1	am	(P-6907; A-17917)	121.30	n	(P-15715/92; RC-3689; A-4261)
2865.50	am	(P-6907; A-17917)	121.35	n	(P-15715/92; RC-3689; A-4261)
2865.60	am	(P-6907; A-17917)	121.40	n	(P-15715/92; RC-3689; A-4261)
2865.115	am	(P-6907; A-17917)	121.45	n	(P-15715/92; RC-3689; A-4261)
2865.210	am	(P-6907; A-17917)	121.50	n	(P-15715/92; RC-3689; A-4261)
2865.215	am	(P-6907; A-17917)	121.55	n	(P-15715/92; RC-3689; A-4261)
6000.120	am	(P-3922; RC-14185; A-14910)	121.60	n	(P-15715/92; RC-3689; A-4261)

TITLE 59

101.75	n	(P-10688)
103.10	am	(P-14078/92; A-10282)
103.11	n	(P-14078/92; A-10282)
103.15	n	(P-14078/92; A-10282)

SAI-43

ILLINOIS REGISTER

Volume 17, Issue #42 SECTIONS AFFECTED INDEX October 15, 1993

TITLE 59 (CONT'D)					
121.60	n	(P-15715/92; RC-3689; A-4261)	121.31	n	(P-15691/92; RC-3688; A-4236)
121.65	n	(P-15715/92; RC-3689; A-4261)	122.35	n	(P-15691/92; RC-3688; A-4236)
121.70	n	(P-15715/92; RC-3689; A-4261)	122.40	n	(P-15691/92; RC-3688; A-4236)
121.75	n	(P-15715/92; RC-3689; A-4261)	122.45	n	(P-15691/92; RC-3688; A-4236)
121.80	n	(P-15715/92; RC-3689; A-4261)	122.50	n	(P-15691/92; RC-3688; A-4236)
121.85	n	(P-15715/92; RC-3689; A-4261)	122.55	n	(P-15691/92; RC-3688; A-4236)
121.90	n	(P-15715/92; RC-3689; A-4261)	122.60	n	(P-15691/92; RC-3688; A-4236)
121.95	n	(P-15715/92; RC-3689; A-4261)	122.65	n	(P-15691/92; RC-3688; A-4236)
121.100	n	(P-15715/92; RC-3689; A-4261)	122.70	n	(P-15691/92; RC-3688; A-4236)
121.105	n	(P-15715/92; RC-3689; A-4261)	122.75	n	(P-15691/92; RC-3688; A-4236)
121.110	n	(P-15715/92; RC-3689; A-4261)	122.80	n	(P-15691/92; RC-3688; A-4236)
121.115	n	(P-15715/92; RC-3689; A-4261)	122.85	n	(P-15691/92; RC-3688; A-4236)
121.120	n	(P-15715/92; RC-3689; A-4261)	122.Ap.A	n	(P-15691/92; RC-3688; A-4236)
121.130	n	(P-15715/92; RC-3689; A-4261)	400.10	n	(P-11996; A-11151)
121.135	n	(P-15715/92; RC-3689; A-4261)	400.20	n	(P-11996; A-11151)
121.140	n	(P-15715/92; RC-3689; A-4261)	400.30	n	(P-11996; A-11151)
121.145	n	(P-15715/92; RC-3689; A-4261)	400.40	n	(P-11996; A-11151)
121.Ap.A	n	(P-15715/92; RC-3689; A-4261)	400.50	n	(P-11996; A-11151)
122.10	n	(P-15691/92; RC-3688; A-4236)	400.60	n	(P-11996; A-11151)
122.15	n	(P-15691/92; RC-3688; A-4236)	400.70	n	(P-11996; A-11151)
122.20	n	(P-15691/92; RC-3688; A-4236)	400.80	n	(P-11996; A-11151)
122.25	n	(P-15691/92; RC-3688; A-4236)	400.90	n	(P-11996; A-11151)
122.30	n	(P-15691/92; RC-3688; A-4236)	400.100	n	(P-11996; A-11151)
TITLE 62					
240.131	n	(P-13722/92; A-2217)	240.132	n	(P-13722/92; A-2217)
240.133	n	(P-13722/92; A-2217)	240.135	am	(P-13722/92; A-2217)
240.160	am	(P-13722/92; A-2217)	240.170	am	(P-13722/92; A-2217)
240.180	am	(P-13722/92; A-2217)	240.185	am	(P-13722/92; A-2217)
240.190	am	(P-13722/92; A-2217)	240.195	am	(P-13722/92; A-2217)

SAI-44

ILLINOIS REGISTER

Volume 17, Issue #42 SECTIONS AFFECTED INDEX October 15, 1993

TITLE 62 (CONT'D)			TITLE 62 (CONT'D)		
240.1200	am	(E-1195)	1816.49	am	(P-10695/92; A-11001)
240.1200	n	(P-3771; A-14097)	1816.84	am	(P-10695/92; A-11001)
240.1205	n	(P-3771; A-14097)	1816.116	am	(P-10695/92; A-11001)
240.1210	n	(P-3771; A-14097)	1816.117	am	(P-10695/92; A-11001)
240.1220	n	(P-3771; A-14097)	1816.151	am	(P-10695/92; A-11001)
240.1230	n	(P-3771; A-14097)	1817.42	am	(P-10726/92; A-11031)
240.1240	n	(P-3771; A-14097)	1817.43	am	(P-10726/92; A-11031)
240.1250	n	(P-3771; A-14097)	1817.49	am	(P-10726/92; A-11031)
240.1260	n	(P-3771; A-14097)	1817.84	am	(P-10726/92; A-11031)
240.1270	n	(P-3771; A-14097)	1817.116	am	(P-10726/92; A-11031)
240.1280	n	(P-3771; A-14097)	1817.117	am	(P-10726/92; A-11031)
1701.Ap-A	am	(P-10644/92; A-10947)	1817.151	am	(P-10726/92; A-11031)
1702.11	am	(P-10631/92; A-10936)	1817.182	am	(P-10726/92; A-11031)
1702.12	am	(P-10631/92; A-10936)	1827.12	am	(P-10803/92; A-11091)
1702.17	am	(P-10631/92; A-10936)	1843.12	am	(P-10807/92; A-11095)
1702.18	am	(P-10631/92; A-10936)	1843.14	am	(P-10807/92; A-11095)
1705.21	am	(P-10790/92; A-11080)	1843.15	am	(P-10807/92; A-11095)
1761.11	am	(P-10596/92; A-10909)	1843.16	r	(P-10807/92; A-11095)
1761.12	am	(P-10596/92; A-10909)	1843.17	r	(P-10807/92; A-11095)
1761.19	am	(P-10831/92; A-11114)	1843.20	r	(P-10807/92; A-11095)
1772.12	am	(P-10762/92; A-11058)	1843.21	r	(P-10807/92; A-11095)
1773.13	am	(P-10768/92; A-11063)	1845.12	am	(P-10619/92; A-10926)
1773.15	am	(P-10768/92; A-11063)	1845.13	am	(P-10619/92; A-10926)
1773.20	am	(P-10768/92; A-11063)	1845.17	am	(P-10619/92; A-10926)
1773.21	am	(P-10768/92; A-11063)	1845.18	am	(P-10619/92; A-10926)
1774.11	am	(P-10793/92; A-11083)	1845.19	r	(P-10619/92; A-10926)
1774.13	am	(P-10793/92; A-11083)	1845.20	am	(P-10619/92; A-10926)
1774.15	am	(P-10793/92; A-11083)	1846.17	am	(P-10691/92; A-10997)
1775.1	r	(P-10590/92; A-10907)	1846.18	am	(P-10691/92; A-10997)
1775.11	r	(P-10590/92; A-10907)	1847.1	n	(P-10596/92; A-10887)
1775.13	r	(P-10590/92; A-10907)	1847.2	n	(P-10596/92; A-10887)
1777.17	am	(P-10640/92; A-10943)	1847.3	n	(P-10596/92; A-10887)
1778.15	am	(P-10758/92; A-11027)	1847.4	n	(P-10596/92; A-10887)
1779.19	am	(P-10835/92; A-11118)	1847.5	n	(P-10596/92; A-10887)
1780.21	am	(P-10839/92; A-11122)	1847.6	n	(P-10596/92; A-10887)
1780.33	am	(P-10839/92; A-11122)	1847.7	n	(P-10596/92; A-10887)
1780.38	am	(P-10839/92; A-11122)	1847.8	n	(P-10596/92; A-10887)
1783.19	am	(P-10849/92; A-11131)	1847.9	n	(P-10596/92; A-10887)
1784.14	am	(P-10853/92; A-11135)	1848.1	n	(P-10669/92; A-10973)
1784.18	am	(P-10853/92; A-11135)	1848.2	n	(P-10669/92; A-10973)
1784.27	r	(P-10784/92; A-11075)	1848.3	n	(P-10669/92; A-10973)
1785.13	am	(P-10784/92; A-11075)	1848.5	n	(P-10669/92; A-10973)
1800.11	am	(P-10607/92; A-10916)	1848.6	n	(P-10669/92; A-10973)
1800.40	am	(P-10607/92; A-10916)	1848.7	n	(P-10669/92; A-10973)
1800.50	am	(P-10607/92; A-10916)	1848.8	n	(P-10669/92; A-10973)
1816.42	am	(P-10695/92; A-11001)	1848.9	n	(P-10669/92; A-10973)
1816.43	am	(P-10695/92; A-11001)	1848.11	n	(P-10669/92; A-10973)

ILLINOIS REGISTER

Volume 17, Issue #42 SECTIONS AFFECTED INDEX October 15, 1993

TITLE 62 (CONT'D)			TITLE 62 (CONT'D)		
1848.12	n	(P-10669/92; A-10973)	1210.130	r	(P-16374/92; A-1535)
1848.13	n	(P-10669/92; A-10973)	1210.140	am	(P-16374/92; A-1535)
1848.15	n	(P-10669/92; A-10973)	1210.150	am	(P-16374/92; A-1535)
1848.16	n	(P-10669/92; A-10973)	1210.160	am	(P-16374/92; A-1535)
1848.17	n	(P-10669/92; A-10973)	1210.170	am	(P-16374/92; A-1535)
1848.18	n	(P-10669/92; A-10973)	1210.180	am	(P-16374/92; A-1535)
1848.19	n	(P-10669/92; A-10973)	1210.190	am	(P-16374/92; A-1535)
1848.20	n	(P-10669/92; A-10973)	1210.200	r	(P-16374/92; A-1535)
1848.21	n	(P-10669/92; A-10973)	1210.210	r	(P-16374/92; A-1535)
1848.22	n	(P-10669/92; A-10973)	1210.220	r	(P-16374/92; A-1535)
1480.130	am	(P-4149; A-11162)	1210.230	r	(P-16374/92; A-1535)
1480.150	am	(P-4149; A-11162)	1210.235	am	(P-16374/92; A-1535)
1480.190	am	(P-4149; A-11162)	1210.240	am	(P-16374/92; A-1535)
			1210.250	r	(P-16374/92; A-1535)
			1220.100	n	(P-8127; A-15890)
TITLE 68					(E-8309)
590.5	am	(P-14765)	1220.110	am	(P-8127; A-15890)
590.30	am	(P-14765)			(E-8309)
610.10	am	(P-14775)	1220.120	am	(P-8127; A-15890)
610.20	r	(P-14775)			(E-8309)
610.30	am	(P-14775)	1220.160	am	(P-15762/92; A-1559)
610.40	am	(P-14775)	1220.170	n	(P-15762/92; A-1559)
610.60	am	(P-14775)	1220.220	am	(P-8127; A-15890)
750.1010	am	(P-15056/92; A-417)			(E-8309)
750.3000	am	(P-15056/92; A-417)	1220.240	am	(P-8127)
750.3010	am	(P-15056/92; A-417)	1220.260	am	(P-15762/92; A-1559)
750.3055	am	(P-15056/92; A-417)	1220.270	n	(P-15762/92; A-1559)
750.4000	am	(P-15056/92; A-417)	1220.360	n	(P-15762/92; A-1559)
750.4010	am	(P-15056/92; A-417)	1220.435	r	(P-15762/92; A-1559)
1150.10	n	(P-11337)	1220.440	n	(P-15762/92; A-1559)
1150.20	am	(P-11337)	1220.525	n	(P-15762/92; A-1559)
1150.40	am	(P-17042/92; A-1554)	1220.Ap.B	am	(P-1708)
1150.85	n	(P-11337)	1220.Ap.C	am	(P-1708)
1150.Ap-A	n	(P-11337)	1240.5	r	(P-15775/92; A-1579)
1210.10	am	(P-16374/92; A-1535)	1240.10	am	(P-15775/92; A-1579)
1210.20	am	(P-16374/92; A-1535)	1240.15	am	(P-15775/92; A-1579)
1210.25	n	(P-16374/92; A-1535)	1240.50	am	(P-15775/92; A-1579)
1210.30	r	(P-16374/92; A-1535)	1240.51	am	(P-15775/92; A-1579)
1210.40	r	(P-16374/92; A-1535)	1250.110	am	(P-11315)
1210.50	r	(P-16374/92; A-1535)	1250.120	am	(P-11315)
1210.60	am	(P-16374/92; A-1535)	1250.130	am	(P-11315)
1210.70	am	(P-16374/92; A-1535)	1250.135	am	(P-11315)
1210.80	am	(P-16374/92; A-1535)	1250.140	am	(P-11315)
1210.90	am	(P-16374/92; A-1535)	1250.150	am	(P-11315)
1210.100	r	(P-16374/92; A-1535)	1250.155	am	(P-11315)
1210.105	n	(P-16374/92; A-1535)	1250.160	am	(P-11315)
1210.110	am	(P-16374/92; A-1535)	1250.170	am	(P-11315)
1210.120	r	(P-16374/92; A-1535)	1250.200	am	(P-11315)

TITLE 68 (CONT'D)			TITLE 74 (CONT'D)		
1250.205	am	(P-11315)	730.40	n	(P-3831; A-9999)
1250.210	am	(P-11315)	740.5	n	(P-585; A-6663)
1250.220	am	(P-11315)	740.10	am	(P-585; A-6663)
1270.5	am	(P-14550)	740.20	am	(P-585; A-6663)
1270.10	am	(P-14550)	740.30	n	(P-585; A-6663)
1270.13	am	(P-14550)	750.10	r	(P-762; A-9079)
1285.20	am	(P-9624; A-17191)	750.10	n	(P-777; A-9081)
1285.50	am	(P-9624; A-17191)	750.20	r	(P-762; A-9079)
1285.60	am	(P-9624; A-17191)	750.20	n	(P-777; A-9081)
1285.70	am	(P-9624; A-17191)	750.30	r	(P-762; A-9079)
1285.80	am	(P-9624; A-17191)	750.30	n	(P-777; A-9081)
1285.90	am	(P-9624; A-17191)	750.40	r	(P-762; A-9079)
1285.91	n	(P-9624; A-17191)	750.41	r	(P-762; A-9079)
1285.100	am	(P-9624; A-17191)	750.50	r	(P-762; A-9079)
1285.101	n	(P-9624; A-17191)	750.50	n	(P-777; A-9081)
1300.48	am	(P-16484/92; A-1572)	750.60	r	(P-762; A-9079)
1310.30	am	(P-8139; A-17220)	750.60	n	(P-777; A-9081)
1310.60	am	(P-8139; A-17220)	750.70	r	(P-762; A-9079)
1320.30	am	(P-6729; A-18096)	750.70	n	(P-777; A-9081)
1320.40	am	(P-6729; A-18096)	750.80	r	(P-762; A-9079)
1320.50	am	(P-6729; A-18096)	750.80	n	(P-777; A-9081)
1320.70	am	(P-6729; A-18096)	750.90	r	(P-762; A-9079)
1320.80	am	(P-6729; A-18096)	750.90	n	(P-777; A-9081)
1320.100	am	(P-6729; A-18096)	750.100	r	(P-762; A-9079)
1320.300	am	(P-14559)	750.110	n	(P-777; A-9081)
1340.40	am	(P-8444; A-14606)	750.120	r	(P-762; A-9079)
1340.60	am	(P-8444; A-14606)	750.130	r	(P-762; A-9079)
1430.3010	am	(P-4141; A-13487)	750.130	n	(P-777; A-9081)
1430.3020	am	(P-4141; A-13487)	750.140	r	(P-762; A-9079)
1430.5030	am	(P-4141; A-13487)	750.140	n	(P-777; A-9081)
1430.5050	am	(P-4141; A-13487)	750.150	n	(P-777; A-9081)
1455.10	n	(P-15785/92; A-1589)	750.150	n	(P-762; A-9079)
1455.15	n	(P-15785/92; A-1589)	750.150	n	(P-777; A-9081)
1455.15	am	(P-16379)	750.150	n	(P-762; A-9079)
1455.20	n	(P-15785/92; A-1589)	750.150	n	(P-777; A-9081)
1455.30	n	(P-15785/92; A-1589)	750.150	n	(P-762; A-9079)
1455.30	am	(P-6612) (E-6668)	750.150	n	(P-777; A-9081)
1455.40	n	(P-15785/92; A-1589)	750.150	n	(P-762; A-9079)
1455.50	n	(P-15785/92; A-1589)	750.150	n	(P-777; A-9081)
1455.60	n	(P-15785/92; A-1589)	750.150	n	(P-762; A-9079)
1455.70	n	(P-15785/92; A-1589)	750.150	n	(P-777; A-9081)
1455.200	n	(P-15785/92; A-1589)	750.150	n	(P-762; A-9079)
1455.200	am	(P-16379)	750.150	n	(P-777; A-9081)
1455.205	n	(P-16379)	750.150	n	(P-762; A-9079)
1455.210	n	(P-16379)	750.150	n	(P-777; A-9081)
TITLE 77			TITLE 77		
100.1	am	(P-12153)	100.1	am	(P-12153)
100.2	am	(P-12153)	100.2	am	(P-12153)

TITLE 77 (CONT'D)		TITLE 77 (CONT'D)		TITLE 77 (CONT'D)	
300.260	am	(E-2420) (P-6074; A-15106)	350.260	am	(E-2373) (P-6028; A-15056)
300.270	am	(P-1346)	350.270	am	(P-1269)
300.271	n	(E-2420) (P-6074; A-15106)	350.271	n	(E-2373) (P-6028; A-15056)
300.278	am	(E-2420) (P-6074; A-15106)	350.278	am	(E-2373) (P-6028; A-15056)
300.282	am	(P-12205)	350.282	am	(P-12104)
300.290	am	(E-2420) (P-6074; A-15106)	350.290	am	(E-2373) (P-6028; A-15056)
300.330	am	(E-8026) (P-10225)	350.330	am	(E-7948) (P-10144)
300.630	am	(P-1346)	350.640	am	(P-1269)
300.660	am	(P-1346)	350.680	am	(P-1269)
300.665	am	(P-1346)	350.685	am	(P-1269)
300.1035	n	(P-16541/92; A-16194)	350.1235	n	(P-15044/92; A-16153)
300.2860	am	(P-12205)	350.2660	am	(P-12104)
300.3210	am	(P-1346)	350.3210	am	(P-1269)
300.3330	am	(P-12188)	350.3330	am	(P-1269)
330.120	am	(P-12188)	350.3730	am	(P-4791/92; A-2351)
330.140	am	(P-12188)	350. Ap.A	r	(P-8781) (E-9105)
330.150	am	(P-1321)	370.520	am	(P-1269)
330.160	am	(P-12188)	390.110	am	(P-8793) (E-9117)
330.175	am	(P-1321)	390.120	am	(P-12128)
330.180	am	(P-1321)	390.140	am	(P-12128)
330.260	am	(E-2405) (P-6059; A-15089)	390.150	am	(P-12128)
330.270	am	(P-1321)	390.160	am	(P-12128)
330.271	n	(E-2405) (P-6059; A-15089)	390.175	am	(P-1296)
330.278	am	(E-2405) (P-6059; A-15089)	390.180	am	(P-1296)
330.282	am	(P-12188)	390.260	am	(E-2390) (P-6044; A-15073)
330.290	am	(E-2405) (P-6059; A-15089)	390.270	am	(E-2390) (P-6044; A-15073)
330.330	am	(E-8000) (P-10198)	390.271	n	(E-2390) (P-6044; A-15073)
330.916	r	(P-1321)	390.278	am	(E-2390) (P-6044; A-15073)
330.1125	n	(P-16531/92; A-16180)	390.282	am	(E-2390) (P-6044; A-15073)
330.4210	am	(P-1321)	390.290	am	(E-2390) (P-6044; A-15073)
330.4330	am	(P-1321)	390.330	am	(E-7974) (P-10171)
350.110	am	(P-12104)	390.640	am	(P-1296)
350.120	am	(P-12104)	390.680	am	(P-1296)
350.140	am	(P-12104)	390.685	am	(P-1296)
350.150	am	(P-12104)	390.1025	n	(P-16520/92; A-16167)
350.160	am	(P-12104)	390.2660	am	(P-12128)
350.175	am	(P-1269)	390.3210	am	(P-1296)
350.180	am	(P-1269)	390.3330	am	(P-1296)
		(P-1269)	395.100	am	(P-8066/92; A-2984)
		(P-1269)	395.110	am	(P-8066/92; A-2984)
		(P-1269)	395.120	am	(P-8066/92; A-2984)
		(P-1269)	395.130	am	(P-8066/92; A-2984)
		(P-1269)	395.140	am	(P-8066/92; A-2984)
		(P-1269)	395.150	am	(P-8066/92; A-2984)
		(P-1269)	395.160	am	(P-8066/92; A-2984)
		(P-1269)	395.170	am	(P-8066/92; A-2984)
		(P-1269)	395.175	n	(P-8066/92; A-2984)
		(P-1269)	395.180	am	(P-8066/92; A-2984)
		(P-1269)	395.190	am	(P-8066/92; A-2984)
		(P-1269)	395.200	r	(P-8066/92; A-2984)
		(P-1269)	395.300	am	(P-8066/92; A-2984)
		(P-1269)	395.400	am	(P-8066/92; A-2984)
		(P-1269)	505.10	n	(P-13406) (E-13631)
		(P-1269)	505.20	n	(P-13406) (E-13631)
		(P-1269)	505.30	n	(P-13406) (E-13631)
		(P-1269)	505.40	n	(P-13406) (E-13631)
		(P-1269)	505.50	n	(P-13406) (E-13631)
		(P-1269)	505. Ap.A	n	(P-13406) (E-13631)
		(P-1269)	535.10	am	(P-10911/92; A-8196)
		(P-1269)	535.20	am	(P-10911/92; A-8196)
		(P-1269)	535.100	am	(P-10911/92; A-8196)
		(P-1269)	535.120	n	(P-10911/92; A-8196)
		(P-1269)	535.130	n	(P-10911/92; A-8196)
		(P-1269)	535.140	n	(P-10911/92; A-8196)
		(P-1269)	535.200	n	(P-10911/92; A-8196)
		(P-1269)	535.210	am	(P-10911/92; A-8196)
		(P-1269)	535.220	am	(P-10911/92; A-8196)
		(P-1269)	535.230	n	(P-10911/92; A-8196)
		(P-1269)	535.240	n	(P-10911/92; A-8196)
		(P-1269)	595.10	am	(P-10911/92; A-8196)
		(P-1269)	595.100	am	(P-10911/92; A-8196)
		(P-1269)	595.110	am	(P-10911/92; A-8196)
		(P-1269)	595.200	am	(P-10911/92; A-8196)
		(P-1269)	595.300	am	(P-10911/92; A-8196)
		(P-1269)	595.310	am	(P-10911/92; A-8196)
		(P-1269)	595.320	am	(P-10911/92; A-8196)
		(P-1269)	595. Ap.A	r	(P-10911/92; A-8196)
		(P-1269)	595. Ap.B	r	(P-10911/92; A-8196)
		(P-1269)	597.10	n	(P-10911/92; A-8196)
		(P-1269)	597.100	n	(P-10911/92; A-8196)
		(P-1269)	597.110	n	(P-10911/92; A-8196)
		(P-1269)	597.200	n	(P-10911/92; A-8196)
		(P-1269)	597.210	n	(P-10911/92; A-8196)
		(P-1269)	597.220	n	(P-10911/92; A-8196)
		(P-1269)	597.300	n	(P-10911/92; A-8196)
		(P-1269)	597.310	n	(P-10911/92; A-8196)
		(P-1269)	597.320	n	(P-10911/92; A-8196)
		(P-1269)	600.100	n	(P-10911/92; A-8196)
		(P-1269)		r	(P-10911/92; A-8196)
		(P-1269)			(P-10911/92; A-8196)
		(P-1269)			(P-10911/92; A-8196)
		(P-1269)			(P-10911/92; A-8196)
		(P-1269)			(P-10911/92; A-8196)
		(P-1269)			(P-10911/92; A-8196)
		(P-1269)			(P-10911/92; A-8196)
		(P-1269)			(P-10911/92; A-8196)
		(P-1269)			(P-10911/92; A-8196)
		(P-1269)			(P-10911/92; A-8196)
		(P-1269)			(P-10911/92; A-8196)
		(P-1269)			(P-10911/92; A-8196)
		(P-1269)			(P-10911/92; A-8196)
		(P-1269)			(P-10911/92; A-8196)
		(P-1269)			(P-10911/92; A-8196)
		(P-1269)			(P-10911/92; A-8196)
		(P-1269)			(P-10911/92; A-8196)
		(P-1269)			(P-10911/92; A-8196)
		(P-1269)			(P-10911/92; A-8196)
		(P-1269)			(P-10911/92; A-8196)
		(P-1269)			(P-10911/92; A-8196)
		(P-1269)			(P-10911/92; A-8196)
		(P-1269)			(P-10911/92; A-8196)
		(P-1269)			(P-10911/92; A-8196)
		(P-1269)			(P-10911/92; A-8196)
		(P-1269)			(P-10911/92; A-8196)
		(P-1269)			(P-10911/92; A-8196)
		(P-1269)			(P-10911/92; A-8196)
		(P-1269)			(P-10911/92; A-8196)
		(P-1269)			(P-10911/92; A-8196)
		(P-1269)			(P-10911/92; A-8196)
		(P-1269)			(P-10911/92; A-8196)
		(P-1269)			(P-10911/92; A-8196)
		(P-1269)			(P-10911/92; A-8196)
		(P-1269)			(P-10911/92; A-8196)
		(P-1269)			(P-10911/92; A-8196)
		(P-1269)			(P-10911/92; A-8196)
		(P-1269)			(P-10911/92; A-8196)
		(P-1269)			(P-10911/92; A-8196)
		(P-1269)			(P-10911/92; A-8196)
		(P-1269)			(P-10911/92; A-8196)
		(P-1269)			(P-10911/92; A-8196)
		(P-1269)			(P-10911/92; A-8196)
		(P-1269)			(P-10911/92; A-8196)
		(P-1269)			(P-10911/92; A-8196)
		(P-1269)			(P-10911/92; A-8196)
		(P-1269)			(P-10911/92; A-8196)
		(P-1269)			(P-10911/92; A-8196)
		(P-1269)			(P-10911/92; A-8196)
		(P-1269)			(P-10911/92; A-8196)
		(P-1269)			(P-10911/92; A-8196)
		(P-1269)			(P-10911/92; A-8196)
		(P-1269)			(P-10911/92; A-8196)
		(P-1269)			(P-10911/92; A-8196)
		(P-1269)			(P-10911/92; A-8196)
		(P-1269)			(P-10911/92; A-8196)
		(P-1269)			(P-10911/92; A-8196)

TITLE 77 (CONT'D)			TITLE 77 (CONT'D)		
600.110	r	(E-13115) (P-14831)	615.340	r	(E-12944) (PR-17741)
600.120	r	(E-12918) (P-14806)	615.350	r	(E-13002) (P-17798)
600.130	r	(E-13115) (P-14831)	615.360	r	(E-12944) (PR-17741)
600.140	r	(E-13115) (P-14831)	615.370	r	(E-12944) (PR-17741)
600.200	r	(E-13115) (P-14831)	615.380	r	(E-12944) (PR-17741)
600.210	r	(E-12918) (P-14806)	615.390	r	(E-12944) (PR-17741)
600.220	r	(E-13115) (P-14831)	615.400	r	(E-12944) (PR-17741)
600.230	r	(E-13115) (P-14831)	615.410	n	(E-13002) (P-17798)
600.240	r	(E-13115) (P-14831)	615.510	n	(E-12944) (PR-17741)
600.250	r	(E-13115) (P-14831)	615.520	r	(E-12944) (PR-17741)
600.300	r	(E-13115) (P-14831)	615.530	r	(E-12944) (PR-17741)
600.310	r	(E-12918) (P-14806)	615.540	r	(E-12944) (PR-17741)
600.320	r	(E-13115) (P-14831)	615.550	r	(E-12944) (PR-17741)
600.330	r	(E-12918) (P-14806)	615.560	r	(E-12944) (PR-17741)
600.340	r	(E-13115) (P-14831)	615.600	r	(E-12944) (PR-17741)
600.400	r	(E-13115) (P-14831)	615.610	r	(E-12944) (PR-17741)
600.410	r	(E-12918) (P-14806)	615.620	r	(E-12944) (PR-17741)
600.420	r	(E-13115) (P-14831)	615.630	r	(E-12944) (PR-17741)
600.500	r	(E-13115) (P-14831)	615.640	r	(E-12944) (PR-17741)
600.510	r	(E-12918) (P-14806)	615.700	r	(E-12944) (PR-17741)
600.600	r	(E-13115) (P-14831)	615.710	r	(E-12944) (PR-17741)
600.610	r	(E-13115) (P-14831)	615.720	r	(E-12944) (PR-17741)
600.700	r	(E-13115) (P-14831)	615.730	r	(E-12944) (PR-17741)
600.710	r	(E-13115) (P-14831)	615.740	r	(E-12944) (PR-17741)
600.720	r	(E-13115) (P-14831)	615.750	r	(E-12944) (PR-17741)
600.740	r	(E-13115) (P-14831)	615.760	r	(E-12944) (PR-17741)
600.800	r	(E-13115) (P-14831)	615.770	r	(E-12944) (PR-17741)
600.810	r	(E-13115) (P-14831)	615.800	r	(E-12944) (PR-17741)
600.820	r	(E-13115) (P-14831)	615.810	r	(E-12944) (PR-17741)
600.830	r	(E-13115) (P-14831)	615.820	r	(E-12944) (PR-17741)
600.900	r	(E-13115) (P-14831)	615.830	r	(E-12944) (PR-17741)
600.910	r	(E-13115) (P-14831)	615.840	r	(E-12944) (PR-17741)
600.920	r	(E-13115) (P-14831)	615.850	r	(E-12944) (PR-17741)
600.930	r	(E-13115) (P-14831)	615.850	r	(E-12944) (PR-17741)
600.1000	r	(E-13115) (P-14831)	615.850	r	(E-12944) (PR-17741)
600.1010	r	(E-13115) (P-14831)	615.850	r	(E-12944) (PR-17741)

ILLINOIS REGISTER

Volume 17, Issue #42 SECTIONS AFFECTED INDEX October 15, 1993

TITLE 77 (CONT'D)				
682.170	am	(P-13428/92; A-8825)	750.1820	am (P-723)
682.195	n	(P-13428/92; A-8825)	750.1830	am (P-723)
682.200	am	(P-13428/92; A-8825)	750.1855	n (P-723)
682.210	am	(P-13428/92; A-8825)	750.1865	am (P-723)
682.215	n	(P-13428/92; A-8825)	750.Ap.B	am (P-723)
682.230	am	(P-13428/92; A-8825)	750.Ap.C	am (P-723)
682.250	am	(P-13428/92; A-8825)	750.Ap.E	n (P-723)
682.260	am	(P-13428/92; A-8825)	775.10	am (P-906; A-14015)
682.320	am	(P-13428/92; A-8825)	775.20	am (P-906; A-14015)
682.410	am	(P-13428/92; A-8825)	775.70	am (P-906; A-14015)
682.420	am	(P-13428/92; A-8825)	775.110	am (P-906; A-14015)
682.440	am	(P-13428/92; A-8825)	775.140	am (P-906; A-14015)
682.450	am	(P-13428/92; A-8825)	775.150	n (P-906; A-14015)
682.Ap.A	r	(P-13428/92; A-8825)	785.110	am (P-920; A-14027)
682.Ap.B	r	(P-13428/92; A-8825)	785.120	am (P-920; A-14027)
682.Ap.C	r	(P-13428/92; A-8825)	785.200	am (P-920; A-14027)
682.Ap.D	r	(P-13428/92; A-8825)	785.290	am (P-920; A-14027)
682.Ap.E	r	(P-13428/92; A-8825)	785.300	am (P-920; A-14027)
682.Ap.F	r	(P-13428/92; A-8825)	785.355	n (P-920; A-14027)
682.Ap.G	r	(P-13428/92; A-8825)	785.578	n (P-920; A-14027)
682.Ap.H	r	(P-13428/92; A-8825)	785.1210	n (P-920; A-14027)
682.Ap.I	r	(P-13428/92; A-8825)	785.1220	n (P-920; A-14027)
682.Ap.J	r	(P-13428/92; A-8825)	790.20	am (P-7198; A-15916)
692.10	am	(P-12590) (E-12913)		
692.Ap.A	am	(P-12590) (E-12913)	790.40	am (P-7198; A-15916)
692.Ap.B	am	(E-1213) (P-2711; A-15909)	790.420	r (P-7198; A-15916)
693.15	am	(E-1213) (P-2711; A-15909)	790.460	r (P-7198; A-15916)
693.20	am	(E-1213) (P-2711; A-15909)	790.480	r (P-7198; A-15916)
694.20	am	(P-13414/92; A-2306)	790.500	am (P-17496/92; W-7075)
694.100	am	(P-13414/92; A-2306)		
694.110	am	(P-13414/92; A-2306)		
694.120	am	(P-13414/92; A-2306)		
694.Ap.A	r	(P-13414/92; A-2306)	790.540	am (P-7198; A-15916)
694.Ap.B	r	(P-13414/92; A-2306)		
695.10	am	(P-13472/92; A-2975)	790.548	r (P-7198; A-15916)
695.30	am	(P-13472/92; A-2975)		
695.40	am	(P-13472/92; A-2975)	790.580	r (P-7198; A-15916)
695.50	n	(P-13472/92; A-2975)		
695.Ap.A	n	(P-13472/92; A-2975)	790.600	r (P-7198; A-15916)
697.20	am	(E-1204) (P-2687; A-15899)		
697.30	am	(E-1204) (P-2687; A-15899)	790.620	r (P-7198; A-15916)
750.540	am	(P-723)		
750.1810	am	(P-723)	790.630	r (P-7198; A-15916)

SAI-53

ILLINOIS REGISTER

Volume 17, Issue #42 SECTIONS AFFECTED INDEX October 15, 1993

TITLE 77 (CONT'D)				
790.660	r	(P-7198; A-15916)	790.980	r (P-7198; A-15916)
		(E-7283)		(E-7283)
790.700	r	(P-7198; A-15916)	790.1020	r (P-7198; A-15916)
		(E-7283)		(E-7283)
790.706	r	(P-7198; A-15916)	790.1060	r (P-7198; A-15916)
		(E-7283)		(E-7283)
790.721	am	(P-17496/92; W-7075)	790.1100	r (P-7198; A-15916)
		(E-7283)		(E-7283)
790.740	am	(P-17496/92; W-7075)	790.1107	r (P-7198; A-15916)
		(E-7283)		(E-7283)
790.756	r	(P-7198; A-15916)	790.1112	r (P-7198; A-15916)
		(E-7283)		(E-7283)
790.760	r	(P-7198; A-15916)	790.1120	r (P-7198; A-15916)
		(E-7283)		(E-7283)
790.780	r	(P-7198; A-15916)	790.1125	r (P-7198; A-15916)
		(E-7283)		(E-7283)
790.788	r	(P-7198; A-15916)	790.1127	r (P-7198; A-15916)
		(E-7283)		(E-7283)
790.798	r	(P-7198; A-15916)	790.1129	r (P-7198; A-15916)
		(E-7283)		(E-7283)
790.799	r	(P-7198; A-15916)	790.1131	r (P-7198; A-15916)
		(E-7283)		(E-7283)
790.815	r	(P-7198; A-15916)	790.1140	r (P-7198; A-15916)
		(E-7283)		(E-7283)
790.820	r	(P-7198; A-15916)	790.1180	r (P-7198; A-15916)
		(E-7283)		(E-7283)
790.830	r	(P-7198; A-15916)	790.1200	r (P-7198; A-15916)
		(E-7283)		(E-7283)
790.860	am	(P-17496/92; W-7075)	790.1220	r (P-7198; A-15916)
		(E-7283)		(E-7283)
790.900	r	(P-7198; A-15916)	790.1260	r (P-7198; A-15916)
		(E-7283)		(E-7283)
790.905	r	(P-7198; A-15916)	790.1300	r (P-7198; A-15916)
		(E-7283)		(E-7283)
790.910	r	(P-7198; A-15916)	790.1345	r (P-7198; A-15916)
		(E-7283)		(E-7283)
790.920	r	(P-7198; A-15916)	790.1350	am (P-17496/92; W-7075)
		(E-7283)		(P-7198; A-15916)
790.940	r	(P-7198; A-15916)		(E-7283)
		(E-7283)	790.1360	r (P-7198; A-15916)
790.974	am	(P-17496/92; W-7075)		(E-7283)
		(E-7283)	790.1380	r (P-7198; A-15916)
		(E-7283)		(E-7283)
		(E-7283)	790.1386	r (P-7198; A-15916)
		(E-7283)		(E-7283)
		(E-7283)	790.1388	am (P-17496/92; W-7075)
		(E-7283)		(P-7198; A-15916)
		(E-7283)		(E-7283)

SAI-54

ILLINOIS REGISTER

Volume 17, Issue #42 SECTIONS AFFECTED INDEX October 15, 1993

790.1390	am	(P-17496/92; W-7075)	790.1706	r	(P-7198; A-15916)
	r	(E-7283)			(E-7283)
790.1418	am	(P-17496/92; W-7075)	790.1708	r	(P-7198; A-15916)
	r	(E-7283)			(E-7283)
790.1420	r	(P-7198; A-15916)	790.1710	r	(P-7198; A-15916)
		(E-7283)			(E-7283)
790.1423	r	(P-7198; A-15916)	790.1719	r	(P-7198; A-15916)
		(E-7283)			(E-7283)
790.1425	r	(P-7198; A-15916)	790.1721	r	(P-7198; A-15916)
		(E-7283)			(E-7283)
790.1440	r	(P-7198; A-15916)	790.1740	r	(P-7198; A-15916)
		(E-7283)			(E-7283)
790.1460	r	(P-7198; A-15916)	790.1780	r	(P-7198; A-15916)
		(E-7283)			(E-7283)
790.1490	r	(P-7198; A-15916)	790.1820	r	(P-7198; A-15916)
		(E-7283)			(E-7283)
790.1500	r	(P-7198; A-15916)	790.1835	r	(P-7198; A-15916)
		(E-7283)			(E-7283)
790.1540	r	(P-7198; A-15916)	790.1842	r	(P-7198; A-15916)
		(E-7283)			(E-7283)
790.1560	am	(P-17496/92; W-7075)	790.1846	r	(P-7198; A-15916)
	r	(E-7283)			(E-7283)
790.1565	n	(P-17496/92; W-7075)	790.1848	r	(P-7198; A-15916)
		(E-7283)			(E-7283)
790.1570	r	(P-7198; A-15916)	790.1856	r	(P-7198; A-15916)
		(E-7283)			(E-7283)
790.1573	r	(P-7198; A-15916)	790.1858	r	(P-7198; A-15916)
		(E-7283)			(E-7283)
790.1577	am	(P-17496/92; W-7075)	790.1859	n	(P-17496/92; W-7075)
	r	(E-7283)			(E-7283)
790.1580	r	(P-7198; A-15916)	790.1860	r	(P-7198; A-15916)
		(E-7283)			(E-7283)
790.1620	r	(P-7198; A-15916)	790.1870	r	(P-7198; A-15916)
		(E-7283)			(E-7283)
790.1660	r	(P-7198; A-15916)	790.1900	r	(P-7198; A-15916)
		(E-7283)			(E-7283)
790.1685	r	(P-7198; A-15916)	790.1930	am	(P-17496/92; W-7075)
		(E-7283)		r	(E-7283)
790.1686	r	(P-7198; A-15916)	790.1940	r	(P-7198; A-15916)
		(E-7283)			(E-7283)
790.1697	r	(P-7198; A-15916)	790.1950	am	(P-17496/92; W-7075)
		(E-7283)		r	(E-7283)
790.1700	r	(P-7198; A-15916)	790.1960	am	(P-17496/92; W-7075)
		(E-7283)		r	(E-7283)

SAL-55

ILLINOIS REGISTER

Volume 17, Issue #42 SECTIONS AFFECTED INDEX October 15, 1993

TITLE 77 (CONT'D)					
790.1980	r	(P-7198; A-15916)	790.2470	r	(P-7198; A-15916)
		(E-7283)			(E-7283)
790.2020	r	(P-7198; A-15916)	790.2485	r	(P-7198; A-15916)
		(E-7283)			(E-7283)
790.2060	r	(P-7198; A-15916)	790.2500	r	(P-7198; A-15916)
		(E-7283)			(E-7283)
790.2084	r	(P-7198; A-15916)	790.2510	r	(P-7198; A-15916)
		(E-7283)			(E-7283)
790.2086	n	(P-17496/92; W-7075)	790.2540	r	(P-7198; A-15916)
	r	(E-7283)			(E-7283)
790.2092	r	(P-7198; A-15916)	790.2555	r	(P-7198; A-15916)
		(E-7283)			(E-7283)
790.2097	r	(P-7198; A-15916)	790.2580	r	(P-7198; A-15916)
		(E-7283)			(E-7283)
790.2100	r	(P-7198; A-15916)	790.2583	r	(P-7198; A-15916)
		(E-7283)			(E-7283)
790.2130	r	(P-7198; A-15916)	790.2585	r	(P-7198; A-15916)
		(E-7283)			(E-7283)
790.2140	r	(P-7198; A-15916)	790.2587	n	(P-17496/92; W-7075)
		(E-7283)			(E-7283)
790.2155	r	(P-7198; A-15916)	790.2600	n	(P-17496/92; W-7075)
		(E-7283)			(E-7283)
790.2180	r	(P-7198; A-15916)	790.2603	r	(P-7198; A-15916)
		(E-7283)			(E-7283)
790.2220	r	(P-7198; A-15916)	790.2605	am	(P-17496/92; W-7075)
		(E-7283)		r	(P-7198; A-15916)
790.2260	r	(P-7198; A-15916)	790.2613	am	(P-17496/92; W-7075)
		(E-7283)		r	(E-7283)
790.2300	r	(P-7198; A-15916)	790.2614	r	(P-7198; A-15916)
		(E-7283)			(E-7283)
790.2340	r	(P-7198; A-15916)	790.2617	r	(P-7198; A-15916)
		(E-7283)			(E-7283)
790.2380	r	(P-7198; A-15916)	790.2618	am	(P-17496/92; W-7075)
		(E-7283)		r	(P-7198; A-15916)
790.2390	r	(P-7198; A-15916)	790.2620	r	(E-7283)
		(E-7283)			(E-7283)
790.2420	r	(P-7198; A-15916)	790.2645	r	(P-7198; A-15916)
		(E-7283)			(E-7283)
790.2460	r	(P-7198; A-15916)	790.2655	r	(P-7198; A-15916)
		(E-7283)			(E-7283)
790.2462	am	(P-17496/92; W-7075)	790.2660	r	(P-7198; A-15916)
	r	(E-7283)			(E-7283)
790.2465	am	(P-17496/92; W-7075)	790.2661	am	(P-17496/92; W-7075)
	r	(E-7283)		r	(E-7283)

SAL-56

ILLINOIS REGISTER

Volume 17, Issue #42	SECTIONS AFFECTED	INDEX	October 15, 1993
----------------------	-------------------	-------	------------------

TITLE 77 (CONT'D)			
790.2662	am	r	(P-17496/92; W-7075) (P-7198; A-15916) (E-7283)
790.2663	r	r	(P-7198; A-15916) (E-7283)
790.2668	r	r	(P-7198; A-15916) (E-7283)
790.2672	r	r	(P-7198; A-15916) (E-7283)
790.2700	r	r	(P-7198; A-15016) (E-7283)
790.2740	r	r	(P-7198; A-15916) (E-7283)
790.2780	r	r	(P-7198; A-15916) (E-7283)
790.2800	r	r	(P-7198; A-15916) (E-7283)
790.2805	r	r	(P-7198; A-15916) (E-7283)
790.2820	r	r	(P-7198; A-15916) (E-7283)
790.2860	r	r	(P-7198; A-15916) (E-7283)
790.2900	r	r	(P-7198; A-15916) (E-7283)
790.2902	r	r	(P-7198; A-15916) (E-7283)
790.2904	r	r	(P-7198; A-15916) (E-7283)
790.2908	r	r	(P-7198; A-15916) (E-7283)
790.2915	r	r	(P-7198; A-15916) (E-7283)
790.2928	am	r	(P-17496/92; W-7075) (P-7198; A-15916) (E-7283)
790.2932	am	r	(P-17496/92; W-7075) (P-7198; A-15916) (E-7283)
790.2940	r	r	(P-7198; A-15916) (E-7283)
790.2980	r	r	(P-7198; A-15916) (E-7283)
790.3020	r	r	(P-7198; A-15916) (E-7283)
790.3021	r	r	(P-7198; A-15916) (E-7283)
790.3023	r	r	(P-17496/92; W-7075) (P-7198; A-15916) (E-7283)
790.3025	r	r	(P-7198; A-15916) (E-7283)
790.3027	am	r	(P-17496/92; W-7075) (P-7198; A-15916) (E-7283)
790.3028	r	r	(P-7198; A-15916) (E-7283)
790.3029	r	r	(P-7198; A-15916) (E-7283)
790.3030	r	r	(P-7198; A-15916) (E-7283)
790.3032	r	r	(P-7198; A-15916) (E-7283)
790.3033	r	r	(P-7198; A-15916) (E-7283)
790.3038	r	r	(P-7198; A-15916) (E-7283)
790.3042	r	r	(P-7198; A-15916) (E-7283)
790.3048	r	r	(P-7198; A-15916) (E-7283)
790.3049	r	r	(P-7198; A-15916) (E-7283)
790.3051	r	r	(P-7198; A-15916) (E-7283)
790.3054	r	r	(P-7198; A-15916) (E-7283)
790.3056	r	r	(P-7198; A-15916) (E-7283)
790.3060	r	r	(P-7198; A-15916) (E-7283)
790.3085	r	r	(P-7198; A-15916) (E-7283)
790.3100	r	r	(P-7198; A-15916) (E-7283)
790.3140	r	r	(P-7198; A-15916) (E-7283)
790.3180	r	r	(P-7198; A-15916) (E-7283)
790.3220	r	r	(P-7198; A-15916) (E-7283)
790.3235	n	r	(P-17496/92; W-7075) (P-7198; A-15916) (E-7283)
790.3260	r	r	(P-7198; A-15916) (E-7283)
790.3300	r	r	(P-7198; A-15916) (E-7283)

SA1-57

ILLINOIS REGISTER

Volume 17, Issue #42	SECTIONS AFFECTED INDEX	October 15, 1993
<p> AFFECTED INDEX </p>		

TITLE 77 (CONT'D)	790.3308	am	r	(P17496/92; W-7075) (P-7198; A-15916) (E-7283)	790.3720	am	r	(P-17496/92; W-7075) (P-7198; A-15916) (E-7283)
790.3315	r			(P-7198; A-15916) (E-7283)	790.3730	r		(P-7198; A-15916) (E-7283)
790.3335	r			(P-7198; A-15916) (E-7283)	790.3740	r		(P-7198; A-15916) (E-7283)
790.3337	n			(P-7198; A-15916) (E-7283)	790.3742	r		(P-7198; A-15916) (E-7283)
790.3340	r			(P-17496/92; W-7075) (P-7198; A-15916) (E-7283)	790.3780	r		(P-7198; A-15916) (E-7283)
790.3350	r			(P-7198; A-15916) (E-7283)	790.3800	r		(P-7198; A-15916) (E-7283)
790.3380	r			(P-7198; A-15916) (E-7283)	790.3820	r		(P-7198; A-15916) (E-7283)
790.3420	am			(P-17496/92; W-7075) (P-7198; A-15916) (E-7283)	790.3860	r		(P-7198; A-15916) (E-7283)
790.3425	r			(P-7198; A-15916) (E-7283)	790.3900	r		(P-7198; A-15916) (E-7283)
790.3437	r			(P-7198; A-15916) (E-7283)	790.3902	n		(P-17496/92; W-7075) (P-7198; A-15916) (E-7283)
790.3440	r			(P-7198; A-15916) (E-7283)	790.3904	r		(P-7198; A-15916) (E-7283)
790.3460	r			(P-7198; A-15916) (E-7283)	790.3907	am		(P-17496/92; W-7075) (P-7198; A-15916) (E-7283)
790.3472	r			(P-7198; A-15916) (E-7283)	790.3910	r		(P-7198; A-15916) (E-7283)
790.3475	r			(P-7198; A-15916) (E-7283)	790.3914	am		(P-17496/92; W-7075) (P-7198; A-15916) (E-7283)
790.3488	r			(P-7198; A-15916) (E-7283)	790.3920	r		(P-7198; A-15916) (E-7283)
790.3492	r			(P-7198; A-15916) (E-7283)	790.3945	am		(P-17496/92; W-7075) (P-7198; A-15916) (E-7283)
790.3500	r			(P-7198; A-15916) (E-7283)	790.3940	r		(P-7198; A-15916) (E-7283)
790.3540	r			(P-7198; A-15916) (E-7283)	790.3945	r		(P-7198; A-15916) (E-7283)
790.3580	r			(P-7198; A-15916) (E-7283)	790.3960	r		(P-7198; A-15916) (E-7283)
790.3620	r			(P-7198; A-15916) (E-7283)	790.3980	r		(P-7198; A-15916) (E-7283)
790.3660	r			(P-7198; A-15916) (E-7283)	790.3996	r		(P-7198; A-15916) (E-7283)
790.3700	r			(P-7198; A-15916) (E-7283)	790.4012	r		(P-7198; A-15916) (E-7283)

SAI-58

ILLINOIS REGISTER

Volume 17, Issue #42 SECTIONS AFFECTED INDEX October 15, 1993

TITLE 77 (CONT'D)

790.4020	r	(P-7198; A-15916) (E-7283)	790.4430	r	(P-7198; A-15916) (E-7283)
790.4040	r	(P-7198; A-15916) (E-7283)	790.4360	r	(P-7198; A-15916) (E-7283)
790.4060	r	(P-7198; A-15916) (E-7283)	790.4395	r	(P-7198; A-15916) (E-7283)
790.4100	am	(P-17496/92; W-7075) (P-7198; A-15916) (E-7283)	790.4500	r	(P-7198; A-15916) (E-7283)
790.4140	r	(P-7198; A-15916) (E-7283)	790.4540	r	(P-7198; A-15916) (E-7283)
790.4150	r	(P-7198; A-15916) (E-7283)	790.4580	r	(P-7198; A-15916) (E-7283)
790.4173	r	(P-7198; A-15916) (E-7283)	790.4620	r	(P-7198; A-15916) (E-7283)
790.4180	r	(P-7198; A-15916) (E-7283)	790.4660	r	(P-7198; A-15916) (E-7283)
790.4200	r	(P-7198; A-15916) (E-7283)	790.4665	r	(P-7198; A-15916) (E-7283)
790.4220	am	(P-17496/92; W-7075) (P-7198; A-15916) (E-7283)	790.4667	r	(P-7198; A-15916) (E-7283)
790.4260	r	(P-7198; A-15916) (E-7283)	790.4670	r	(P-7198; A-15916) (E-7283)
790.4300	r	(P-7198; A-15916) (E-7283)	790.4680	r	(P-7198; A-15916) (E-7283)
790.4340	r	(P-7198; A-15916) (E-7283)	790.4700	r	(P-7198; A-15916) (E-7283)
790.4380	am	(P-17496/92; W-7075) (P-7198; A-15916) (E-7283)	790.4720	am	(P-17496/92; W-7075) (P-7198; A-15916) (E-7283)
790.4382	#	(P-17496/92; W-7075)	790.4725	r	(P-7198; A-15916) (E-7283)
790.4384	#	(P-17496/92; W-7075)	790.4728	am	(P-17496/92; W-7075) (P-7198; A-15916) (E-7283)
790.4385	r	(P-7198; A-15916) (E-7283)	790.4740	r	(P-7198; A-15916) (E-7283)
790.4386	r	(P-7198; A-15916) (E-7283)	790.4780	r	(P-7198; A-15916) (E-7283)
790.4396	r	(P-7198; A-15916) (E-7283)	790.4820	r	(P-7198; A-15916) (E-7283)
790.4398	r	(P-7198; A-15916) (E-7283)	790.4840	r	(P-7198; A-15916) (E-7283)
790.4420	r	(P-7198; A-15916) (E-7283)	790.4860	r	(P-7198; A-15916) (E-7283)
			790.4900	am	(P-17496/92; W-7075) (P-7198; A-15916) (E-7283)
				r	

SAI-59

ILLINOIS REGISTER

Volume 17, Issue #42 SECTIONS AFFECTED INDEX October 15, 1993

TITLE 77 (CONT'D)

790.4940	r	(P-7198; A-15916) (E-7283)	790.5520	r	(P-7198; A-15916) (E-7283)
790.4960	r	(P-7198; A-15916) (E-7283)	790.5530	r	(P-7198; A-15916) (E-7283)
790.4963	r	(P-7198; A-15916) (E-7283)	790.5540	am	(P-17496/92; W-7075) (P-7198; A-15916) (E-7283)
790.4965	r	(P-7198; A-15916) (E-7283)	790.5544	r	(P-7198; A-15916) (E-7283)
790.4980	r	(P-7198; A-15916) (E-7283)	790.5555	r	(P-7198; A-15916) (E-7283)
790.5020	r	(P-7198; A-15916) (E-7283)	790.5560	r	(P-7198; A-15916) (E-7283)
790.5030	r	(P-7198; A-15916) (E-7283)	790.5580	r	(P-7198; A-15916) (E-7283)
790.5060	r	(P-7198; A-15916) (E-7283)	790.5620	r	(P-7198; A-15916) (E-7283)
790.5100	r	(P-7198; A-15916) (E-7283)	790.5640	r	(P-7198; A-15916) (E-7283)
790.5140	r	(P-7198; A-15916) (E-7283)	790.5660	r	(P-7198; A-15916) (E-7283)
790.5180	r	(P-7198; A-15916) (E-7283)	790.5700	r	(P-7198; A-15916) (E-7283)
790.5220	am	(P-17496/92; W-7075) (P-7198; A-15916) (E-7283)	790.5720	r	(P-7198; A-15916) (E-7283)
790.5260	r	(P-7198; A-15916) (E-7283)	790.5740	r	(P-7198; A-15916) (E-7283)
790.5300	r	(P-7198; A-15916) (E-7283)	790.5780	r	(P-7198; A-15916) (E-7283)
790.5312	r	(P-7198; A-15916) (E-7283)	790.5788	am	(P-17496/92; W-7075) (P-7198; A-15916) (E-7283)
790.5320	am	(P-17496/92; W-7075) (P-7198; A-15916) (E-7283)	790.5792	r	(P-7198; A-15916) (E-7283)
790.5340	r	(P-7198; A-15916) (E-7283)	790.5795	r	(P-7198; A-15916) (E-7283)
790.5380	r	(P-7198; A-15916) (E-7283)	790.5800	r	(P-7198; A-15916) (E-7283)
790.5420	r	(P-7198; A-15916) (E-7283)	790.5802	r	(P-7198; A-15916) (E-7283)
790.5460	r	(P-7198; A-15916) (E-7283)	790.5807	r	(P-7198; A-15916) (E-7283)
790.5483	r	(P-7198; A-15916) (E-7283)	790.5820	r	(P-7198; A-15916) (E-7283)
790.5500	am	(P-17496/92; W-7075) (P-7198; A-15916) (E-7283)	790.5830	r	(P-7198; A-15916) (E-7283)
	r		790.5835	r	(P-7198; A-15916) (E-7283)

SAI-60

ILLINOIS REGISTER

Volume 17, Issue #42 SECTIONS AFFECTED INDEX October 15, 1993

TITLE 77 (CONT'D)	
790.5837 r	(P-7198; A-15916) (E-7283)
790.5840 r	(P-7198; A-15916) (E-7283)
790.5860 r	(P-7198; A-15916) (E-7283)
790.5872 am	(P-7198; A-15916) (E-7283)
790.5893 r	(P-7198; A-15916) (E-7283)
790.5900 r	(P-7198; A-15916) (E-7283)
790.5924 r	(P-7198; A-15916) (E-7283)
790.5940 am	(P-7198; A-15916) (E-7283)
790.5980 r	(P-7198; A-15916) (E-7283)
790.5992 r	(P-7198; A-15916) (E-7283)
790.5996 r	(P-7198; A-15916) (E-7283)
790.6020 r	(P-7198; A-15916) (E-7283)
790.6060 r	(P-7198; A-15916) (E-7283)
790.6100 r	(P-7198; A-15916) (E-7283)
790.6140 r	(P-7198; A-15916) (E-7283)
790.6180 am	(P-7198; A-15916) (E-7283)
790.6220 r	(P-7198; A-15916) (E-7283)
790.6260 r	(P-7198; A-15916) (E-7283)
790.6275 r	(P-7198; A-15916) (E-7283)
790.6277 r	(P-7198; A-15916) (E-7283)
790.6280 am	(P-7198; A-15916) (E-7283)
790.6284 r	(P-7198; A-15916) (E-7283)
790.6300 r	(P-7198; A-15916) (E-7283)
790.6340 r	(P-7198; A-15916) (E-7283)
790.6370 am	(P-7198; A-15916) (E-7283)
790.6375 r	(P-7198; A-15916) (E-7283)
790.6380 r	(P-7198; A-15916) (E-7283)
790.6420 r	(P-7198; A-15916) (E-7283)
790.6430 am	(P-7198; A-15916) (E-7283)
790.6435 r	(P-7198; A-15916) (E-7283)
790.6445 r	(P-7198; A-15916) (E-7283)
790.6450 r	(P-7198; A-15916) (E-7283)
790.6452 r	(P-7198; A-15916) (E-7283)
790.6454 r	(P-7198; A-15916) (E-7283)
790.6456 r	(P-7198; A-15916) (E-7283)
790.6460 r	(P-7198; A-15916) (E-7283)
790.6480 r	(P-7198; A-15916) (E-7283)
790.6500 r	(P-7198; A-15916) (E-7283)
790.6505 am	(P-7198; A-15916) (E-7283)
790.6540 r	(P-7198; A-15916) (E-7283)
790.6544 r	(P-7198; A-15916) (E-7283)
790.6570 r	(P-7198; A-15916) (E-7283)
790.6580 am	(P-7198; A-15916) (E-7283)

ILLINOIS REGISTER

Volume 17, Issue #42 SECTIONS AFFECTED INDEX October 15, 1993

TITLE 77 (CONT'D)	
790.6610 am	(P-17496/92; W-7075) (P-7198; A-15916)
790.6620 r	(P-7198; A-15916) (E-7283)
790.6621 r	(P-7198; A-15916) (E-7283)
790.6660 r	(P-7198; A-15916) (E-7283)
790.6670 r	(P-7198; A-15916) (E-7283)
790.6700 r	(P-7198; A-15916) (E-7283)
790.6740 am	(P-17496/92; W-7075) (P-7198; A-15916)
790.6740 r	(P-7198; A-15916) (E-7283)
790.6780 r	(P-7198; A-15916) (E-7283)
790.6800 r	(P-7198; A-15916) (E-7283)
790.6820 r	(P-7198; A-15916) (E-7283)
790.6860 r	(P-7198; A-15916) (E-7283)
790.6875 r	(P-7198; A-15916) (E-7283)
790.6885 r	(P-7198; A-15916) (E-7283)
790.6895 r	(P-7198; A-15916) (E-7283)
790.6900 r	(P-7198; A-15916) (E-7283)
790.6940 r	(P-7198; A-15916) (E-7283)
790.6946 r	(P-7198; A-15916) (E-7283)
790.6960 r	(P-7198; A-15916) (E-7283)
790.6980 r	(P-7198; A-15916) (E-7283)
790.7020 r	(P-7198; A-15916) (E-7283)
790.7060 r	(P-7198; A-15916) (E-7283)
790.7100 r	(P-7198; A-15916) (E-7283)
790.7120 r	(P-7198; A-15916) (E-7283)
790.7130 r	(P-7198; A-15916) (E-7283)
790.7140 r	(P-7198; A-15916) (E-7283)
790.7160 r	(P-7198; A-15916) (E-7283)
790.7180 r	(P-7198; A-15916) (E-7283)
790.7181 r	(P-7198; A-15916) (E-7283)
790.7220 r	(P-7198; A-15916) (E-7283)
790.7221 am	(P-17496/92; W-7075) (P-7198; A-15916)
790.7223 r	(P-7198; A-15916) (E-7283)
790.7229 r	(P-7198; A-15916) (E-7283)
790.7245 am	(P-17496/92; W-7075) (P-7198; A-15916)
790.7260 r	(P-7198; A-15916) (E-7283)
790.7263 am	(P-17496/92; W-7075) (P-7198; A-15916)
790.7265 am	(P-17496/92; W-7075) (P-7198; A-15916)
790.7272 r	(P-7198; A-15916) (E-7283)
790.7278 am	(P-17496/92; W-7075) (P-7198; A-15916)
790.7280 am	(P-17496/92; W-7075) (P-7198; A-15916)
790.7284 r	(P-7198; A-15916) (E-7283)
790.7288 r	(P-7198; A-15916) (E-7283)
790.7291 r	(P-7198; A-15916) (E-7283)
790.7294 r	(P-7198; A-15916) (E-7283)
790.7296 r	(P-7198; A-15916) (E-7283)

ILLINOIS REGISTER

Volume 17, Issue #42 SECTIONS AFFECTED INDEX October 15, 1993

TITLE 77 (CONT'D)

790.7300	r	(P-7198; A-15916) (E-7283)	790.8015	r	(P-7198; A-15916) (E-7283)
790.7340	r	(P-7198; A-15916) (E-7283)	790.8020	r	(P-7198; A-15916) (E-7283)
790.7380	r	(P-7198; A-15916) (E-7283)	790.8030	am	(P-17496/92; W-7075) (P-7198; A-15916)
790.7400	r	(P-7198; A-15916) (E-7283)	790.8060	r	(P-7198; A-15916) (E-7283)
790.7420	r	(P-7198; A-15916) (E-7283)	790.8100	r	(P-7198; A-15916) (E-7283)
790.7460	r	(P-7198; A-15916) (E-7283)	790.8106	r	(P-7198; A-15916) (E-7283)
790.7500	r	(P-7198; A-15916) (E-7283)	790.8136	r	(P-7198; A-15916) (E-7283)
790.7510	r	(P-7198; A-15916) (E-7283)	790.8140	r	(P-7198; A-15916) (E-7283)
790.7520	n	(P-17496/92; W-7075) (P-7198; A-15916)	790.8180	r	(P-7198; A-15916) (E-7283)
790.7540	r	(P-7198; A-15916) (E-7283)	790.8220	r	(P-7198; A-15916) (E-7283)
790.7580	r	(P-7198; A-15916) (E-7283)	790.8232	r	(P-7198; A-15916) (E-7283)
790.7620	r	(P-7198; A-15916) (E-7283)	790.8244	r	(P-7198; A-15916) (E-7283)
790.7660	r	(P-7198; A-15916) (E-7283)	790.8248	am	(P-17496/92; W-7075) (P-7198; A-15916)
790.7700	r	(P-7198; A-15916) (E-7283)	790.8260	r	(P-7198; A-15916) (E-7283)
790.7740	r	(P-7198; A-15916) (E-7283)	790.8290	r	(P-7198; A-15916) (E-7283)
790.7780	r	(P-7198; A-15916) (E-7283)	790.8300	r	(P-7198; A-15916) (E-7283)
790.7820	r	(P-7198; A-15916) (E-7283)	790.8340	r	(P-7198; A-15916) (E-7283)
790.7828	r	(P-7198; A-15916) (E-7283)	790.8378	r	(P-7198; A-15916) (E-7283)
790.7834	r	(P-7198; A-15916) (E-7283)	790.8380	r	(P-7198; A-15916) (E-7283)
790.7860	r	(P-7198; A-15916) (E-7283)	790.8420	r	(P-7198; A-15916) (E-7283)
790.7875	n	(P-17496/92; W-7075) (P-7198; A-15916)	790.8460	r	(P-7198; A-15916) (E-7283)
790.7900	r	(P-7198; A-15916) (E-7283)	790.8500	r	(P-7198; A-15916) (E-7283)
790.7940	r	(P-7198; A-15916) (E-7283)	790.8540	r	(P-7198; A-15916) (E-7283)
790.7980	r	(P-7198; A-15916) (E-7283)			

SAI-63

ILLINOIS REGISTER

Volume 17, Issue #42 SECTIONS AFFECTED INDEX October 15, 1993

TITLE 77 (CONT'D)

790.8580	am	(P-17496/92; W-7075) (P-7198; A-15916)	790.9060	r	(P-7198; A-15916) (E-7283)
790.8590	r	(E-7283) (P-7198; A-15916)	790.9070	am	(P-17496/92; W-7075) (P-7198; A-15916)
790.8620	r	(E-7283) (P-7198; A-15916)	790.9084	r	(E-7283) (P-7198; A-15916)
790.8660	r	(E-7283) (P-7198; A-15916)	790.9100	r	(E-7283) (P-7198; A-15916)
790.8700	r	(E-7283) (P-7198; A-15916)	790.9140	r	(E-7283) (P-7198; A-15916)
790.8710	am	(E-7283) (P-17496/92; W-7075)	790.9180	r	(E-7283) (P-7198; A-15916)
790.8724	r	(P-7198; A-15916) (E-7283)	790.9220	r	(E-7283) (P-7198; A-15916)
790.8727	r	(E-7283) (P-7198; A-15916)	790.9260	r	(E-7283) (P-7198; A-15916)
790.8740	r	(E-7283) (P-7198; A-15916)	790.9300	r	(E-7283) (P-7198; A-15916)
790.8780	r	(E-7283) (P-7198; A-15916)	790.9320	r	(E-7283) (P-7198; A-15916)
790.8820	r	(E-7283) (P-7198; A-15916)	790.9340	r	(E-7283) (P-7198; A-15916)
790.8835	n	(P-17496/92; W-7075) (P-7198; A-15916)	790.9380	r	(E-7283) (P-7198; A-15916)
790.8860	r	(E-7283) (P-7198; A-15916)	790.9420	r	(E-7283) (P-7198; A-15916)
790.8900	r	(E-7283) (P-7198; A-15916)	790.9460	r	(E-7283) (P-7198; A-15916)
790.8940	r	(E-7283) (P-7198; A-15916)	790.9475	r	(E-7283) (P-7198; A-15916)
790.8980	r	(E-7283) (P-7198; A-15916)	790.9478	r	(E-7283) (P-7198; A-15916)
790.9020	r	(E-7283) (P-7198; A-15916)	790.9486	r	(E-7283) (P-7198; A-15916)
790.9035	r	(E-7283) (P-7198; A-15916)	790.9500	am	(P-17496/92; W-7075) (P-7198; A-15916)
790.9045	am	(E-7283) (P-17496/92; W-7075)	790.9520	am	(E-7283) (P-17496/92; W-7075)
790.9048	r	(E-7283) (P-7198; A-15916)	790.9530	r	(E-7283) (P-7198; A-15916)
790.9050	am	(E-7283) (P-17496/92; W-7075)	790.9540	r	(E-7283) (P-7198; A-15916)
790.9056	r	(E-7283) (P-7198; A-15916)	790.9580	r	(E-7283) (P-7198; A-15916)

SAI-64

TITLE 77 (CONT'D)		TITLE 77 (CONT'D)	
790.9620	r	900.60	am
		900.65	am
790.9660	r	900.70	am
		900.75	am
790.9800	r	900.76	am
		900.77	am
840.20	am	900.78	am
840.115	am	900.79	am
840.210	am	900.80	am
840.215	am	900.81	am
840.305	am	900.82	am
840.310	am	900.83	am
840.315	am	900.84	am
840.320	am	900.85	am
840.325	am	900.86	am
840.330	am	900.87	am
840.335	am	900.88	am
840.340	am	900.89	am
840.345	am	900.90	am
840.350	am	900.91	am
840.355	am	900.92	am
840.360	am	900.93	am
840.365	am	900.94	am
840.370	am	900.95	am
840.375	am	900.96	am
840.380	am	900.97	am
840.385	am	900.98	am
840.390	am	900.99	am
840.395	am	901.00	am
840.400	am	901.01	am
840.405	am	901.02	am
840.410	am	901.03	am
840.415	am	901.04	am
840.420	am	901.05	am
840.425	am	901.06	am
840.430	am	901.07	am
840.435	am	901.08	am
840.440	am	901.09	am
840.445	am	901.10	am
840.450	am	901.11	am
840.455	am	901.12	am
840.460	am	901.13	am
840.465	am	901.14	am
840.470	am	901.15	am
840.475	am	901.16	am
840.480	am	901.17	am
840.485	am	901.18	am
840.490	am	901.19	am
840.495	am	901.20	am
840.500	am	901.21	am
840.505	am	901.22	am
840.510	am	901.23	am
840.515	am	901.24	am
840.520	am	901.25	am
840.525	am	901.26	am
840.530	am	901.27	am
840.535	am	901.28	am
840.540	am	901.29	am
840.545	am	901.30	am
840.550	am	901.31	am
840.555	am	901.32	am
840.560	am	901.33	am
840.565	am	901.34	am
840.570	am	901.35	am
840.575	am	901.36	am
840.580	am	901.37	am
840.585	am	901.38	am
840.590	am	901.39	am
840.595	am	901.40	am
840.600	am	901.41	am
840.605	am	901.42	am
840.610	am	901.43	am
840.615	am	901.44	am
840.620	am	901.45	am
840.625	am	901.46	am
840.630	am	901.47	am
840.635	am	901.48	am
840.640	am	901.49	am
840.645	am	901.50	am
840.650	am	901.51	am
840.655	am	901.52	am
840.660	am	901.53	am
840.665	am	901.54	am
840.670	am	901.55	am
840.675	am	901.56	am
840.680	am	901.57	am
840.685	am	901.58	am
840.690	am	901.59	am
840.695	am	901.60	am
840.700	am	901.61	am
840.705	am	901.62	am
840.710	am	901.63	am
840.715	am	901.64	am
840.720	am	901.65	am
840.725	am	901.66	am
840.730	am	901.67	am
840.735	am	901.68	am
840.740	am	901.69	am
840.745	am	901.70	am
840.750	am	901.71	am
840.755	am	901.72	am
840.760	am	901.73	am
840.765	am	901.74	am
840.770	am	901.75	am
840.775	am	901.76	am
840.780	am	901.77	am
840.785	am	901.78	am
840.790	am	901.79	am
840.795	am	901.80	am
840.800	am	901.81	am
840.805	am	901.82	am
840.810	am	901.83	am
840.815	am	901.84	am
840.820	am	901.85	am
840.825	am	901.86	am
840.830	am	901.87	am
840.835	am	901.88	am
840.840	am	901.89	am
840.845	am	901.90	am
840.850	am	901.91	am
840.855	am	901.92	am
840.860	am	901.93	am
840.865	am	901.94	am
840.870	am	901.95	am
840.875	am	901.96	am
840.880	am	901.97	am
840.885	am	901.98	am
840.890	am	901.99	am
840.895	am	902.00	am
840.900	am	902.01	am
840.905	am	902.02	am
840.910	am	902.03	am
840.915	am	902.04	am
840.920	am	902.05	am
840.925	am	902.06	am
840.930	am	902.07	am
840.935	am	902.08	am
840.940	am	902.09	am
840.945	am	902.10	am
840.950	am	902.11	am
840.955	am	902.12	am
840.960	am	902.13	am
840.965	am	902.14	am
840.970	am	902.15	am
840.975	am	902.16	am
840.980	am	902.17	am
840.985	am	902.18	am
840.990	am	902.19	am
840.995	am	902.20	am
841.000	am	902.21	am
841.005	am	902.22	am
841.010	am	902.23	am
841.015	am	902.24	am
841.020	am	902.25	am
841.025	am	902.26	am
841.030	am	902.27	am
841.035	am	902.28	am
841.040	am	902.29	am
841.045	am	902.30	am
841.050	am	902.31	am
841.055	am	902.32	am
841.060	am	902.33	am
841.065	am	902.34	am
841.070	am	902.35	am
841.075	am	902.36	am
841.080	am	902.37	am
841.085	am	902.38	am
841.090	am	902.39	am
841.095	am	902.40	am
841.100	am	902.41	am
841.105	am	902.42	am
841.110	am	902.43	am
841.115	am	902.44	am
841.120	am	902.45	am
841.125	am	902.46	am
841.130	am	902.47	am
841.135	am	902.48	am
841.140	am	902.49	am
841.145	am	902.50	am
841.150	am	902.51	am
841.155	am	902.52	am
841.160	am	902.53	am
841.165	am	902.54	am
841.170	am	902.55	am
841.175	am	902.56	am
841.180	am	902.57	am
841.185	am	902.58	am
841.190	am	902.59	am
841.195	am	902.60	am
841.200	am	902.61	am
841.205	am	902.62	am
841.210	am	902.63	am
841.215	am	902.64	am
841.220	am	902.65	am
841.225	am	902.66	am
841.230	am	902.67	am
841.235	am	902.68	am
841.240	am	902.69	am
841.245	am	902.70	am
841.250	am	902.71	am
841.255	am	902.72	am
841.260	am	902.73	am
841.265	am	902.74	am
841.270	am	902.75	am
841.275	am	902.76	am
841.280	am	902.77	am
841.285	am	902.78	am
841.290	am	902.79	am
841.295	am	902.80	am
841.300	am	902.81	am
841.305	am	902.82	am
841.310	am	902.83	am
841.315	am	902.84	am
841.320	am	902.85	am
841.325	am	902.86	am
841.330	am	902.87	am
841.335	am	902.88	am
841.340	am	902.89	am
841.345	am	902.90	am
841.350	am	902.91	am
841.355	am	902.92	am
841.360	am	902.93	am
841.365	am	902.94	am
841.370	am	902.95	am
841.375	am	902.96	am
841.380	am	902.97	am
841.385	am	902.98	am
841.390	am	902.99	am
841.395	am	903.00	am
841.400	am	903.01	am
841.405	am	903.02	am
841.410	am	903.03	am
841.415	am	903.04	am
841.420	am	903.05	am
841.425	am	903.06	am
841.430	am	903.07	am
841.435	am	903.08	am
841.440	am	903.09	am
841.445	am	903.10	am
841.450	am	903.11	am
841.455	am	903.12	am
841.460	am	903.13	am
841.465	am	903.14	am
841.470	am	903.15	am
841.475	am	903.16	am
841.480	am	903.17	am
841.485	am	903.18	am
841.490	am	903.19	am
841.495	am	903.20	am
841.500	am	903.21	am
841.505	am	903.22	am
841.510	am	903.23	am
841.515	am	903.24	am
841.520	am	903.25	am
841.525	am	903.26	am
841.530	am	903.27	am
841.535	am	903.28	am
841.540	am	903.29	am
841.545	am	903.30	am
841.550	am	903.31	am
841.555	am	903.32	am
841.560	am	903.33	am
841.565	am	903.34	am
841.570	am	903.35	am
841.575	am	903.36	am
841.580	am	903.37	am
841.585	am	903.38	am
841.590	am	903.39	am
841.595	am	903.40	am
841.600	am	903.41	am
841.605	am	903.42	am
841.610	am	903.43	am
841.615	am	903.44	am
841.620	am	903.45	am
841.625	am	903.46	am
841.630	am	903.47	am
841.635	am	903.48	am
841.640	am	903.49	am
841.645	am	903.50	am
841.650	am	903.51	am
841.655	am	903.52	am
841.660	am	903.53	am
841.665	am	903.54	am
841.670	am	903.55	am
841.675	am	903.56	am
841.680	am	903.57	am
841.685	am	903.58	am
841.690	am	903.59	am
841.695	am	903.60	am
841.700	am	903.61	am
841.705	am	903.62	am
841.710	am	903.63	am
841.715	am	903.64	am
841.720	am	903.65	am
841.725	am	903.66	am
841.730	am	903.67	am
841.735	am	903.68	am
841.740	am	903.69	am
841.745	am	903.70	am
841.750	am	903.71	am
841.755	am	903.72	am
841.760	am	903.73	am
841.765	am	903.74	am
841.770	am	903.75	am
841.775	am	903.76	am
841.780	am	903.77	am
841.785	am	903.78	am
841.790	am	903.79	am
841.795	am	903.80	am
841.800	am	903.81	am
841.805	am	903.82	am
841.810	am	903.83	am
841.815	am	903.84	am
841.820	am	903.85	am
841.82			

ILLINOIS REGISTER	
Volume 17, Issue #42	SECTIONS AFFECTED INDEX
October 15, 1993	

TITLE 83 (CONT'D)			
756.300	am	(P-15605/92; A-12294)	100.3700
792.10	n	(P-11988)	100.3750
792.20	n	(P-11988)	100.5000
792.30	n	(P-11988)	100.5010
792.40	n	(P-11988)	100.5020
792.50	n	(P-11988)	100.5030
TITLE 86			
100.2000	re	(A-14189)	100.5100
100.2050	re	(A-14189)	100.5110
100.2100	re	(A-14189)	100.5120
100.2200	re	(A-14189)	100.5130
100.2210	re	(A-14189)	100.5140
100.2220	re	(A-14189)	100.5150
100.2230	re	(A-14189)	100.5160
100.2240	re	(A-14189)	100.5170
100.2250	re	(A-14189)	100.5200
100.2300	re	(A-14189)	100.5210
100.2310	re	(A-14189)	100.5220
100.2320	re	(A-14189)	100.5230
100.2330	re	(A-14189)	100.5240
100.2340	re	(A-14189)	100.5250
100.2350	re	(A-14189)	100.5260
100.2680	re	(A-14189)	100.5270
100.3000	re	(A-14189)	100.5280
100.3010	re	(A-14189)	100.7000
100.3020	re	(A-14189)	100.7010
100.3100	am	(P-222; A-8869)	100.7020
100.3110	re	(E-473)	100.7030
100.3120	re	(A-14189)	100.7040
100.3200	re	(A-14189)	100.7050
100.3210	re	(A-14189)	100.7060
100.3220	re	(A-14189)	100.7070
100.3300	re	(A-14189)	100.7080
100.3310	re	(A-14189)	100.7090
100.3320	re	(A-14189)	100.7095
100.3330	re	(A-14189)	100.7100
100.3340	re	(A-14189)	100.7120
100.3350	re	(A-14189)	100.7200
100.3360	am	(P-17861)	100.7300
100.3370	re	(A-14189)	100.7310
100.3380	re	(A-14189)	100.7320
100.3400	am	(P-222; A-8869)	100.7330
		(E-473)	100.7340
			100.7350
			100.7360
			100.7370
			100.7380
			100.7390
			100.7400
			100.7410
			100.7420
			100.7430
			100.7440
			100.7450
			100.7460
			100.7470
			100.7480
			100.7490
			100.7500
			100.7510
			100.7520
			100.7530
			100.7540
			100.7550
			100.7560
			100.7570
			100.7580
			100.7590
			100.7600
			100.7610
			100.7620
			100.7630
			100.7640
			100.7650
			100.7660
			100.7670
			100.7680
			100.7690
			100.7700
			100.7710
			100.7720
			100.7730
			100.7740
			100.7750
			100.7760
			100.7770
			100.7780
			100.7790
			100.7800
			100.7810
			100.7820
			100.7830
			100.7840
			100.7850
			100.7860
			100.7870
			100.7880
			100.7890
			100.7900
			100.7910
			100.7920
			100.7930
			100.7940
			100.7950
			100.7960
			100.7970
			100.7980
			100.7990
			100.8000
			100.8010
			100.8020
			100.8030
			100.8040
			100.805

ILLINOIS REGISTER	
Volume 17, Issue #42	SECTIONS AFFECTED INDEX October 15, 1993

TITLE 80 (CONT'D)			745.20	am	(P-10513/92; A-10258)
1650.510	am	(P-12384/92; A-1631)	745.30	am	(P-10513/92; A-10258)
1650.520	am	(P-12384/92; A-1631)	745.110	am	(P-10513/92; A-10258)
1650.570	am	(P-12384/92; A-1631)	745.200	am	(P-10513/92; A-10258)
1650.620	am	(P-12384/92; A-1631)	745.210	am	(P-10513/92; A-10258)
1650.630	am	(P-12384/92; A-1631)	745.220	am	(P-10513/92; A-10258)
1650.640	am	(P-12384/92; A-1631)	745.221	n	(P-10513/92; A-10258)
1650.650	am	(P-12384/92; A-1631)	745.225	am	(P-10513/92; A-10258)
2160.120	am	(P-3577; A-11441)	745.300	n	(P-10513/92; A-10258)
2160.130	am	(P-3577; A-11441)	745.Ex.B	am	(P-10513/92; A-10258)
2160.210	am	(P-3577; A-11441)	755.10	am	(P-16709/92; A-5594)
2160.220	am	(P-3577; A-11441)	755.105	am	(P-16709/92; A-5594)
2160.250	am	(P-3577; A-11441)	755.500	n	(P-16709/92; A-5594)
2160.310	am	(P-3577; A-11441)	755.505	n	(P-16709/92; A-5594)
2160.320	am	(P-3577; A-11441)	755.510	n	(P-16709/92; A-5594)
2160.325	am	(P-3577; A-11441)	755.515	n	(P-16709/92; A-5594)
2160.330	am	(P-3577; A-11441)	755.520	n	(P-16709/92; A-5594)
2160.410	am	(P-3577; A-11441)	755.525	n	(P-16709/92; A-5594)
2160.510	am	(P-3577; A-11441)	755.Ex.A	n	(P-16709/92; A-5594)
2160.610	am	(P-3577; A-11441)	755.Ex.B	n	(P-16709/92; A-5594)
2160.620	am	(P-3577; A-11441)	755.Ex.C	n	(P-16709/92; A-5594)
2650.1	am	(P-2449)	755.Ex.D	n	(P-16709/92; A-5594)
2650.10	am	(P-2449)	755.Ex.E	n	(P-16709/92; A-5594)
2650.15	am	(P-2449)	755.Ex.F	n	(P-16709/92; A-5594)
2650.25	am	(P-2449)	755.Ex.G	n	(P-16709/92; A-5594)
2650.30	am	(P-2449)	755.Ex.H	n	(P-16709/92; A-5594)
2650.40	n	(P-2449)	755.Ex.I	n	(P-16709/92; A-5594)
2650.50	n	(P-2449)	755.Ex.J	n	(P-16709/92; A-5594)
2650.60	n	(P-2449)	755.Ex.K	n	(P-16709/92; A-5594)
2650.70	n	(P-2449)	755.Ex.L	n	(P-16709/92; A-5594)
TITLE 83			755.Ex.M	n	(P-16709/92; A-5594)
255.20	am	(P-13703/92; A-798)	755.Ex.N	n	(P-16709/92; A-5594)
275.20	am	(P-8269/92; A-98;	756.10	am	(P-15605/92; A-12294)
		RQ-2075; EC-3902)	756.15	am	(P-15605/92; A-12294)
280.76	n	(P-6382)	756.20	am	(P-15605/92; A-12294)
280.138	am	(P-12810/92; A-805)	756.300	n	(P-15605/92; A-12294)
305.20	am	(P-2462)	756.110	am	(P-15605/92; A-12294)
315.10	am	(P-202)	756.115	am	(P-15605/92; A-12294)
315.20	am	(P-202)	756.116	n	(P-15605/92; A-12294)
315.30	am	(P-202)	756.120	am	(P-15605/92; A-12294)
315.40	n	(P-202)	756.125	am	(P-15605/92; A-12294)
315.50	n	(P-202)	756.200	am	(P-15605/92; A-12294)
315.60	n	(P-202)	756.205	am	(P-15605/92; A-12294)
590.10	am	(P-2466; A-12291)	756.210	am	(P-14004/92; A-1848)
735.121	n	(P-6386) (P-12483)			(P-15605/92; A-12294)
745.10	am	(P-10513/92; A-10258)	756.220	am	(P-15605/92; A-12294)
745.15	am	(P-10513/92; A-10258)	756.225	am	(P-15605/92; A-12294)

TITLE 86 (CONT'D)		TITLE 86 (CONT'D)	
100.7330 re	(A-14189)	105.400 n	(P-219; A-7031) (E-445)
100.7340 re	(A-14189)	105.410 n	(P-219; A-7031) (E-445)
100.9000 re	(A-14189)	105.420 n	(P-9854; A-18118)
am	(P-15471)		(P-9854; A-18118)
100.9005 am	(P-6945)	105.430 n	(P-219; A-7031) (E-445)
100.9010 re	(A-14189)	105.440 n	(P-219; A-7031) (E-445)
100.9100 re	(A-14189)	105.450 n	(P-219; A-7031) (E-445)
am	(P-15471)	105.460 n	(P-219; A-7031) (E-445)
100.9200 re	(A-14189)	105.470 n	(P-219; A-7031) (E-445)
100.9210 re	(A-14189)	105.500 n	(P-9854; A-18118)
100.9300 re	(A-14189)	105.510 n	(P-219; A-7031) (E-445)
100.9310 re	(A-14189)		(P-219; A-7031) (E-445)
100.9320 re	(A-14189)	105.520 n	(P-219; A-7031) (E-445)
100.9330 re	(A-14189)	105.600 n	(P-219; A-7031) (E-445)
100.9400 re	(P-15471)	105.700 n	(P-219; A-7031) (E-445)
am	(A-14189)	105.800 n	(P-219; A-7031) (E-445)
100.9410 re	(A-14189)	105.810 n	(P-219; A-7031) (E-445)
100.9420 re	(P-15471)	105.900 n	(P-219; A-7031) (E-445)
am	(A-14189)	105.910 n	(P-219; A-7031) (E-445)
100.9500 re	(A-14189)	105.920 n	(P-219; A-7031) (E-445)
100.9510 re	(A-14189)	105.1000 n	(P-219; A-7031) (E-445)
100.9520 re	(A-14189)	105.1010 n	(P-219; A-7031) (E-445)
100.9600 re	(A-14189)	110.115 am	(P-2507)
100.9700 re	(A-14189)	130.220 am	(P-14554/92; A-860)
100.9800 re	(A-14189)	130.535 am	(P-8461)
100.Ap.A re	(A-14189)	130.901 am	(P-15501)
Tb.A re	(A-14189)	130.901 am	(P-15501)
Tb.B re	(A-14189)	130.905 am	(P-6955; A-18142)
105.100 n	(P-219; A-7031) (E-445)	130.1001 am	(P-6955; A-18142)
105.110 n	(P-9854; A-18118)	130.1801 am	(P-15515)
105.120 n	(P-219; A-7031) (E-445)	140.801 am	(P-15515)
	(P-219; A-7031) (E-445)	140.1415 am	(P-15515)
	(P-9854; A-18118)	150.1001 am	(P-15527)
105.200 n	(P-219; A-7031) (E-445)	150.1415 am	(P-15527)
105.210 n	(P-219; A-7031) (E-445)	150.Tb.A am	(P-14563/92; A-1947)
105.220 n	(P-219; A-7031) (E-445)	160.140 am	(P-15522)
105.230 n	(P-219; A-7031) (E-445)	160.165 am	(P-15522)
am	(P-9854; A-18118)	210.101 am	(E-665) (P-2718; A-8860)
105.300 n	(P-219; A-7031) (E-445)	210.105 am	(P-2718; A-8860)
	(P-9854; A-18118)	210.110 am	(P-2718; A-8860)
105.310 n	(P-219; A-7031) (E-445)	210.115 am	(P-2718; C-3545; A-8860)
	(P-9854; A-18118)	210.120 am	(P-2718; A-8860)
105.320 n	(P-219; A-7031) (E-445)	210.125 am	(E-665) (P-2718; A-8860)
	(P-9854; A-18118)	210.126 n	(E-665) (P-2718; A-8860)
105.330 n	(P-219; A-7031) (E-445)	210.130 am	(P-2718; A-8860)
105.340 n	(P-219; A-7031) (E-445)	530.115 am	(P-3104; A-11566)
	(P-9854; A-18118)	530.125 am	(P-3104; A-11566)

TITLE 86 (CONT'D)		TITLE 86 (CONT'D)	
300.240 am	(P-15340/92; A-3042)	300.101 n	(P-15340/92; A-3042)
3000.245 am	(P-15340/92; A-3042)	300.105 n	(P-15340/92; A-3042)
3000.250 am	(P-15340/92; A-3042)	300.110 n	(P-15340/92; A-3042)
3000.281 am	(P-15340/92; A-3042)	300.115 n	(P-15340/92; A-3042)
3000.282 am	(P-15340/92; A-3042)	300.120 n	(P-15340/92; A-3042)
3000.300 am	(P-15340/92; A-3042)	300.125 n	(P-15340/92; A-3042)
3000.320 am	(P-15340/92; A-3042)	3000.1126 n	(P-15340/92; A-3042)
3000.400 am	(P-15340/92; A-3042)	3000.1130 n	(P-15340/92; A-3042)
3000.405 am	(P-15340/92; A-3042)	3000.1135 n	(P-15340/92; A-3042)
3000.410 am	(P-15340/92; A-3042)	3000.1140 n	(P-15340/92; A-3042)
3000.415 am	(P-15340/92; A-3042)	3000.1145 n	(P-15340/92; A-3042)
3000.425 am	(P-16421)	3000.1150 n	(P-16421)
3000.430 am	(P-16421)	3000.1155 n	(P-16421)
3000.431 n	(P-16421)		(P-16421)
3000.435 am	(P-16421)	3000.110 am	(P-8450; A-18132)
3000.440 am	(P-16421)	3000.1030 am	(P-8450; A-18132)
3000.445 n	(P-16421)	3000.1040 am	(P-8450; A-18132)
3000.600 am	(P-16421)	3000.1050 am	(P-8450; A-18132)
3000.620 am	(P-16421)	3000.1070 am	(P-8450; A-18132)
3000.635 am	(P-16421)	3000.1071 am	(P-8450; A-18132)
3000.730 am	(P-16421)	3000.1072 am	(P-8450; A-18132)
3000.800 am	(P-16421)	3000.1100 n	(P-8450; A-18132)
3000.850 am	(P-16421)	3000.1105 n	(E-12445)
3000.1000 am	(P-16421)	3000.1110 n	(P-16421)
3000.1010 am	(P-8450; A-18132)	3000.1115 n	(P-16421)
3000.1020 am	(P-8450; A-18132)	3000.1120 n	(P-16421)
3000.1030 am	(P-8450; A-18132)	3000.1125 n	(P-16421)
3000.1040 am	(P-8450; A-18132)	3000.1126 n	(P-16421)
3000.1050 am	(P-8450; A-18132)	3000.1130 n	(P-16421)
3000.1070 am	(P-8450; A-18132)	3000.1135 n	(P-16421)
3000.1071 am	(P-8450; A-18132)	3000.1140 n	(P-16421)
3000.1072 am	(P-8450; A-18132)	3000.1145 n	(P-16421)
3000.1100 n	(P-8450; A-18132)	3000.1146 n	(P-16421)
3000.1105 n	(E-12445)	3000.1150 n	(P-16421)
3000.1110 n	(P-16421)	3000.1155 n	(P-16421)
3000.1115 n	(P-16421)		(P-16421)
3000.1120 n	(P-16421)	3000.110 am	(P-16421)
3000.1125 n	(P-16421)	3000.101 n	(P-16421)
3000.1126 n	(P-16421)	3000.110 am	(P-16421)
3000.1130 n	(P-16421)	3000.110 am	(P-16421)
3000.1135 n	(P-16421)	3000.110 am	(P-16421)
3000.1140 n	(P-16421)	3000.110 am	(P-16421)
3000.1145 n	(P-16421)	3000.110 am	(P-16421)
3000.1146 n	(P-16421)	3000.110 am	(P-16421)
3000.1150 n	(P-16421)	3000.110 am	(P-16421)
3000.1155 n	(P-16421)	3000.110 am	(P-16421)

TITLE 89		TITLE 89 (CONT'D)		TITLE 89 (CONT'D)		TITLE 89 (CONT'D)	
102.200	am	(P-15461)	n	112.370	n	(P-6026; A-15017)	n
102.210	am	(P-15461)	am	112.404	am	(E-6325)	am
102.220	am	(P-15461)	am	112.406	am	(P-10705)	am
102.230	am	(P-15461)	am	113.9	am	(P-10705)	am
102.235	n	(P-15461)	am	113.113	am	(P-13383/92; A-827)	am
102.240	am	(P-15461)	am	113.141	am	(P-7755; A-14612)	am
102.250	am	(P-15461)	am	113.154	r	(P-7755; A-14612)	am
103.25	n	(P-14178/92; A-655)	am	113.155	am	(P-14999/92; A-2263)	am
103.35	n	(P-14178/92; A-655)	am	113.253	am	(P-13380)	am
104.216	am	(P-540; A-7025) (E-659)	am	113.260	am	(P-702; A-6804)	am
110.30	am	(P-13207/92; A-640)	n	113.309	n	(P-17457/92; A-6804)	am
111.101	am	(P-16491/92; A-3213)	n	113.330	n	(P-14533/92; A-3202)	am
112.9	am	(P-10705)	am	113.410	am	(P-14533/92; A-3202)	am
112.64	am	(P-13381/92; A-813)	am	113.425	am	(P-17047/92; A-4322)	am
112.70	am	(P-3335/92; A-357)	am	113.430	am	(P-17047/92; A-4322)	am
112.71	am	(P-10705)	am	113.450	n	(P-17457/92; A-6804)	am
112.72	am	(P-3335/92; A-357)	am	114.9	am	(P-13393/92; A-1091)	am
112.74	am	(P-3335/92; A-357)	am	114.120	am	(P-15810/92; A-3255)	am
112.78	am	(P-3335/92; A-357)	am	114.121	r	(P-15810/92; A-3255)	am
112.79	am	(P-3335/92; A-357)	am	114.124	r	(P-15810/92; A-3255)	am
112.81	am	(P-3335/92; A-357)	am	114.125	r	(P-15810/92; A-3255)	am
112.82	am	(P-3335/92; A-357)	am	114.126	r	(P-15810/92; A-3255)	am
112.127	am	(P-19642/92; A-6792)	am	114.127	r	(P-15810/92; A-3255)	am
112.130	am	(P-10705)	am	114.128	r	(P-15810/92; A-3255)	am
112.137	am	(P-10705)	am	114.129	r	(P-15810/92; A-3255)	am
112.142	am	(P-10705)	am	114.130	r	(P-15810/92; A-3255)	am
112.143	am	(P-10705)	am	114.135	r	(P-15810/92; A-3255)	am
112.144	am	(P-10705)	am	114.223	am	(P-15810/92; A-3255)	am
112.145	am	(P-10705)	am	114.252	am	(P-18222/92; A-6814)	am
112.151	am	(P-7745; A-15017)	am	114.270	r	(P-15008/92; A-2277)	am
112.152	am	(P-5436; A-15017)	am	114.406	n	(P-17459/92; A-6814)	am
112.153	am	(P-5436; A-15017)	am	114.420	am	(P-15008/92; A-2277)	am
112.154	r	(P-14522/92; A-813)	am	114.430	am	(P-15287/92; A-2277)	am
112.250	am	(P-46)	am	114.440	n	(P-14538/92; A-3639)	am
112.252	am	(P-46)	am	116.400	am	(P-13764/92; A-1078)	am
112.253	am	(P-46)	am	116.500	am	(P-13764/92; A-1078)	am
112.254	am	(P-46)	am	116.510	am	(P-12092)	am
112.302	am	(P-10705)	am	116.520	am	(P-12092)	am
112.303	am	(P-10705)	am	117.15	n	(P-13764/92; A-1078)	am
112.330	am	(P-15277/92; A-2253)	am	118.150	n	(P-2126; A-8191)	am
		(P-10705)	am	120.61	n	(E-2368)	am
			am	120.70	am	(P-10751) (E-11217)	am
			am	120.73	n	(P-2114; A-10402)	am
			am	120.75	n	(P-711; A-6827)	am
			am	120.318	am	(P-711; A-6827)	am
			am			(P-13392)	am

TITLE 89		TITLE 89 (CONT'D)		TITLE 89 (CONT'D)		TITLE 89 (CONT'D)	
140.82	n	(P-14544/92; A-1102)	r	120.385	r	(P-14544/92; A-1102)	n
140.84	am	(P-13392)	am	120.386	am	(P-13392)	am
140.94	am	(P-13385/92; A-644)	am	121.3	am	(P-13385/92; A-644)	am
140.95	am	(P-15813/92; A-4333)	r	121.23	r	(P-15813/92; A-4333)	am
140.420	am	(P-15813/92; A-4333)	r	121.24	r	(P-15813/92; A-4333)	am
140.421	am	(P-15813/92; A-4333)	r	121.25	r	(P-15813/92; A-4333)	am
140.485	am	(P-15813/92; A-4333)	r	121.26	r	(P-15813/92; A-4333)	am
140.488	am	(P-15813/92; A-4333)	r	121.27	r	(P-15813/92; A-4333)	am
140.492	am	(P-15813/92; A-4333)	r	121.28	r	(P-15813/92; A-4333)	am
140.511	am	(P-7165; A-14625)	am	121.29	r	(P-15813/92; A-4333)	am
140.525	am	(P-7165; A-14625)	am	121.31	am	(P-7165; A-14625)	am
140.530	am	(P-7165; A-14625)	am	121.32	am	(P-7165; A-14625)	am
140.538	am	(P-13385/92; A-644)	am	121.41	am	(P-13385/92; A-644)	am
140.539	am	(P-13385/92; A-644)	am	121.50	am	(P-13385/92; A-644)	am
140.560	am	(P-17477)	am	121.58	am	(P-17477)	am
140.579	am	(P-17477)	am	121.59	am	(P-17477)	am
140.583	am	(P-17477)	am	121.60	am	(P-17477)	am
140.642	am	(P-13385/92; A-644)	am	121.61	am	(P-17477)	am
140.648	am	(P-13385/92; A-644)	am	121.63	am	(P-17477)	am
140.700	am	(P-15813/92; A-4333)	n	121.74	am	(P-15813/92; A-4333)	am
140.7b,K	am	(P-15813/92; A-4333)	n	121.76	n	(P-15813/92; A-4333)	am
144.5	am	(P-16405)	am	121.160	n	(P-15813/92; A-4333)	am
144.25	am	(P-15813/92; A-4333)	n	121.162	n	(P-15813/92; A-4333)	am
144.50	am	(P-15813/92; A-4333)	n	121.164	n	(P-15813/92; A-4333)	am
144.75	am	(P-16405)	am	121.166	n	(P-15813/92; A-4333)	am
144.125	am	(P-15813/92; A-4333)	n	121.170	n	(P-15813/92; A-4333)	am
144.150	am	(P-15813/92; A-4333)	n	121.170	am	(P-15813/92; A-4333)	am
144.175	am	(P-15813/92; A-4333)	n	121.172	n	(P-15813/92; A-4333)	am
144.205	am	(P-15813/92; A-4333)	n	121.174	n	(P-15813/92; A-4333)	am
144.230	n	(P-14798) (E-15149)	am	121.74	am	(P-16405)	am
144.250	am	(P-15813/92; A-4333)	n	121.176	n	(P-15813/92; A-4333)	am
144.275	am	(P-15813/92; A-4333)	n	121.178	n	(P-15813/92; A-4333)	am
144.300	am	(P-15813/92; A-4333)	n	121.180	n	(P-15813/92; A-4333)	am
144.325	am	(P-15813/92; A-4333)	n	121.182	n	(P-15813/92; A-4333)	am
147.5	am	(P-17049/92; A-6196)	am	121.184	am	(P-17049/92; A-6196)	am
147.25	am	(P-62; A-6839)	am	121.186	n	(P-15813/92; A-4333)	am
147.50	am	(P-7183; RC-17491)	am	121.188	n	(P-15813/92; A-4333)	am
147.100	am	(P-17736) (E-18152)	am	140.12	am	(P-17049/92; A-6196)	am
147.150	am	(P-15019/92; A-3421)	n	140.19	am	(P-62; A-6839)	am
	am	(P-17736) (E-18152)	am	140.24	am	(P-7183; RC-17491)	am
	am	(P-15019/92; A-3421)	n	140.71	am	(P-17736) (E-18152)	am
	am	(P-17736) (E-18152)	am	140.80	am	(P-15019/92; A-3421)	am
	am		am			(P-17736) (E-18152)	am

ILLINOIS REGISTER

Volume 17, Issue #42 SECTIONS AFFECTED INDEX October 15, 1993

TITLE 89 (CONT'D)

335.200	n	(P-12254/92; A-13420)	337.150	n	(P-7999/92; A-1046)
335.202	am, #	(P-12254/92; A-13420)	337.160	n	(P-7999/92; A-1046)
335.204	am, #	(P-12254/92; A-13420)	337.170	n	(P-7999/92; A-1046)
335.206	am	(P-12254/92; A-13420)	337.180	n	(P-7999/92; A-1046)
335.208	n	(P-6681)	337.190	n	(P-7999/92; A-1046)
335.300	am	(P-12254/92; A-13420)	337.200	n	(P-7999/92; A-1046)
335.304	am	(P-12254/92; A-13420)	337.210	n	(P-7999/92; A-1046)
335.310	am	(P-12254/92; A-13420)	337.220	n	(P-7999/92; A-1046)
335.312	am	(P-12254/92; A-13420)	337.230	n	(P-7999/92; A-1046)
335.314	am	(P-12254/92; A-13420)	337.240	n	(P-7999/92; A-1046)
335.316	am	(P-12254/92; A-13420)	337.250	n	(P-7999/92; A-1046)
335.318	am	(P-12254/92; A-13420)	354.1	r	(P-8099; A-17913)
335.320	am	(P-12254/92; A-13420)	354.2	r	(P-8099; A-17913)
335.326	am	(P-12254/92; A-13420)	354.3	r	(P-8099; A-17913)
335.328	am	(P-12254/92; A-13420)	354.4	r	(P-8099; A-17913)
335.330	am	(P-12254/92; A-13420)	354.5	r	(P-8099; A-17913)
336.10	n	(P-7963/92; A-1026)	354.6	r	(P-8099; A-17913)
336.20	n	(P-7963/92; A-1026)	356.5	am	(P-10679)
336.30	n	(P-7963/92; A-1026)	376.1	r	(P-8104; A-17915)
336.40	n	(P-7963/92; A-1026)	376.2	r	(P-8104; A-17915)
336.50	n	(P-7963/92; A-1026)	376.3	r	(P-8104; A-17915)
336.60	n	(P-7963/92; A-1026)	377.2	am	(P-7553/92; A-259)
336.70	n	(P-7963/92; A-1026)	377.4	am	(P-7553/92; A-259)
336.80	n	(P-7963/92; A-1026)	378.1	r	(P-7561/92; A-272)
336.90	n	(P-7963/92; A-1026)	378.2	r	(P-7561/92; A-272)
336.100	n	(P-7963/92; A-1026)	378.3	r	(P-7561/92; A-272)
336.110	n	(P-7963/92; A-1026)	378.4	r	(P-7561/92; A-272)
336.120	n	(P-7963/92; A-1026)	402.15	am	(P-11707/92; A-267)
336.130	n	(P-7963/92; A-1026)	406.12	am	(P-11964)
336.140	n	(P-7963/92; A-1026)	406.13	am	(P-11964)
336.150	n	(P-7963/92; A-1026)	406.14	am	(P-11955)
336.160	n	(P-7963/92; A-1026)	407.20	am	(P-11955)
336.170	n	(P-7963/92; A-1026)	407.29	am	(P-11976)
337.10	n	(P-7999/92; A-1046)	408.60	am	(P-11976)
337.20	n	(P-7999/92; A-1046)	408.65	am	(P-11976)
337.30	n	(P-7999/92; A-1046)	408.70	am	(P-11976)
337.40	n	(P-7999/92; A-1046)	434.1	am	(P-7115)
337.50	n	(P-7999/92; A-1046)	434.2	am	(P-7115)
337.60	n	(P-7999/92; A-1046)	434.3	am	(P-7115)
337.70	n	(P-7999/92; A-1046)	434.4	am	(P-7115)
337.80	n	(P-7999/92; A-1046)	434.5	am	(P-7115)
337.90	n	(P-7999/92; A-1046)	434.6	am	(P-7115)
337.100	n	(P-7999/92; A-1046)	434.7	am	(P-7115)
337.110	n	(P-7999/92; A-1046)	434.8	am	(P-7115)
337.120	n	(P-7999/92; A-1046)	434.9	am	(P-7115)
337.130	n	(P-7999/92; A-1046)	434.10	#	(P-7115)
337.140	n	(P-7999/92; A-1046)	434.11	n	(P-7115)
			434.12	n	(P-7115)

SAI-77

ILLINOIS REGISTER

Volume 17, Issue #42 SECTIONS AFFECTED INDEX October 15, 1993

TITLE 89 (CONT'D)

505.5	am	(P-1731; A-9964)	540.30	r	(P-11386) (E-11667)
505.10	am	(P-1731; A-9964)	540.40	r	(P-11386) (E-11667)
505.30	am	(P-1731; A-9964)	540.50	n	(P-20088/92; A-6244)
505.40	am	(P-1731; A-9964)		r	(P-11386) (E-11667)
505.50	am	(P-1731; A-9964)	552.10	r	(P-11396) (E-11733)
505.60	am	(P-1731; A-9964)	552.20	r	(P-11396) (E-11733)
505.70	am	(P-1731; A-9964)	552.30	r	(P-11396) (E-11733)
505.80	am	(P-1731; A-9964)	552.35	r	(P-11396) (E-11733)
510.5	n	(P-11380) (E-11608)	552.40	r	(P-11396) (E-11733)
510.10	am	(P-11380) (E-11608)	552.50	r	(P-11396) (E-11733)
510.20	am	(P-11380) (E-11608)	552.60	r	(P-11396) (E-11733)
510.30	am	(P-11380) (E-11608)	552.70	r	(P-11396) (E-11733)
510.40	am	(P-11380) (E-11608)	552.80	r	(P-11396) (E-11733)
510.50	am	(P-11380) (E-11608)	552.90	r	(P-11396) (E-11733)
510.60	am	(P-11380) (E-11608)	552.100	r	(P-11396) (E-11733)
510.70	am	(P-11380) (E-11608)	552.110	r	(P-11396) (E-11733)
510.80	am	(P-11380) (E-11608)	552.120	r	(P-11396) (E-11733)
510.90	am	(P-11380) (E-11608)	553.10	n	(P-11384) (E-11657)
510.100	am	(P-11380) (E-11608)	553.20	n	(P-11384) (E-11657)
510.105	n	(P-11380) (E-11608)	553.30	n	(P-11384) (E-11657)
510.110	am	(P-11380) (E-11608)	553.40	n	(P-11384) (E-11657)
510.120	am	(P-11380) (E-11608)	553.50	n	(P-11384) (E-11657)
515.100	am	(P-11378) (E-11589)	553.60	n	(P-11384) (E-11657)
515.110	n	(P-11378) (E-11589)	553.70	n	(P-11384) (E-11657)
515.120	n	(P-11378) (E-11589)	553.80	n	(P-11384) (E-11657)
515.130	n	(P-11378) (E-11589)	553.90	n	(P-11384) (E-11657)
515.140	n	(P-11378) (E-11589)	553.100	n	(P-11384) (E-11657)
515.150	n	(P-11378) (E-11589)	553.110	n	(P-11384) (E-11657)
515.400	am	(P-11378) (E-11589)	553.120	n	(P-11384) (E-11657)
515.410	n	(P-11378) (E-11589)	553.130	n	(P-11384) (E-11657)
515.420	n	(P-11378) (E-11589)	553.140	n	(P-11384) (E-11657)
515.430	n	(P-11378) (E-11589)	557.10	am	(P-11382) (E-11652)
515.440	n	(P-11378) (E-11589)	557.20	r	(P-11382) (E-11652)
515.450	n	(P-11378) (E-11589)	557.30	am	(P-11382) (E-11652)
525.500	n	(P-947; A-9980)	557.40	am	(P-11382) (E-11652)
530.5	am	(P-11394) (E-11701)	562.20	am	(P-14189/92; A-3895)
530.10	am	(P-11394) (E-11701)		am	(P-11388) (E-11676)
530.110	am	(P-11394) (E-11701)	562.30	am	(P-11388) (E-11676)
530.130	am	(P-11394) (E-11701)	562.40	am	(P-11388) (E-11676)
530.140	am	(P-11394) (E-11701)	562.60	am	(P-11388) (E-11676)
530.200	am	(P-11394) (E-11701)	562.70	am	(P-11388) (E-11676)
530.230	am	(P-11394) (E-11701)	562.80	am	(P-11388) (E-11676)
530.240	am	(P-11394) (E-11701)	562.90	am	(P-11388) (E-11676)
530.250	n	(P-11394) (E-11701)	567.20	am	(P-10403/92; A-149)
530.260	am	(P-11394) (E-11701)		am	(P-11392) (E-11696)
540.10	r	(P-11386) (E-11667)	567.30	am	(P-10403/92; A-149)
540.20	r	(P-11386) (E-11667)		am	(P-11392) (E-11696)

SAI-78

ILLINOIS REGISTER

Volume 17, Issue #42 SECTIONS AFFECTED INDEX October 15, 1993

TITLE 89 (CONT'D)

567.100	am	(P-10403/92; A-149)	590.100	n	(P-11416) (E-11812)
572.20	am	(P-11392) (E-11696)	590.110	n	(P-11416) (E-11812)
572.30	n	(P-11402) (E-11770)	590.120	n	(P-11416) (E-11812)
572.50	am	(P-11402) (E-11770)	590.130	n	(P-11416) (E-11812)
572.60	r,n	(P-11402) (E-11770)	590.140	n	(P-11416) (E-11812)
572.70	am	(P-11402) (E-11770)	590.150	n	(P-11416) (E-11812)
572.80	am	(P-11402) (E-11770)	590.160	n	(P-11416) (E-11812)
572.90	am	(P-11402) (E-11770)	590.170	n	(P-11416) (E-11812)
572.100	am	(P-11402) (E-11770)	590.180	n	(P-11416) (E-11812)
572.110	n	(P-11402) (E-11770)	590.190	n	(P-11416) (E-11812)
572.120	n	(P-11402) (E-11770)	590.200	n	(P-11416) (E-11812)
572.130	r	(P-11406) (E-11784)	590.210	n	(P-11416) (E-11812)
572.140	r	(P-11406) (E-11784)	590.220	n	(P-11416) (E-11812)
572.150	r	(P-11406) (E-11784)	590.230	n	(P-11416) (E-11812)
572.160	r	(P-11406) (E-11784)	590.240	n	(P-11416) (E-11812)
572.170	r	(P-11406) (E-11784)	590.250	n	(P-11416) (E-11812)
572.180	r	(P-11406) (E-11784)	590.260	n	(P-11416) (E-11812)
572.190	r	(P-11406) (E-11784)	590.270	n	(P-11416) (E-11812)
572.200	r	(P-11406) (E-11784)	590.280	n	(P-11416) (E-11812)
572.210	r	(P-11406) (E-11784)	590.290	n	(P-11416) (E-11812)
572.220	r	(P-11406) (E-11784)	590.300	n	(P-11416) (E-11812)
572.230	r	(P-11406) (E-11784)	590.310	n	(P-11416) (E-11812)
572.240	r	(P-11406) (E-11784)	590.320	n	(P-11416) (E-11812)
572.250	r	(P-11406) (E-11784)	590.330	n	(P-11416) (E-11812)
572.260	r	(P-11406) (E-11784)	590.340	n	(P-11416) (E-11812)
572.270	r	(P-11406) (E-11784)	590.350	n	(P-11416) (E-11812)
572.280	r	(P-11406) (E-11784)	590.360	n	(P-11416) (E-11812)
572.290	r	(P-11406) (E-11784)	590.370	n	(P-11416) (E-11812)
572.300	r	(P-11406) (E-11784)	590.380	n	(P-11416) (E-11812)
572.310	r	(P-11406) (E-11784)	590.390	n	(P-11416) (E-11812)
572.320	r	(P-11406) (E-11784)	590.400	n	(P-11416) (E-11812)
572.330	r	(P-11406) (E-11784)	590.410	n	(P-11416) (E-11812)
572.340	r	(P-11406) (E-11784)	590.420	n	(P-11416) (E-11812)
572.350	r	(P-11406) (E-11784)	590.430	n	(P-11416) (E-11812)
572.360	r	(P-11406) (E-11784)	590.440	n	(P-11416) (E-11812)
572.370	r	(P-11406) (E-11784)	590.450	n	(P-11416) (E-11812)
572.380	r	(P-11406) (E-11784)	590.460	n	(P-11416) (E-11812)
572.390	r	(P-11406) (E-11784)	590.470	n	(P-11416) (E-11812)
572.400	r	(P-11406) (E-11784)	590.480	n	(P-11416) (E-11812)
572.410	r	(P-11406) (E-11784)	590.490	n	(P-11416) (E-11812)
572.420	r	(P-11406) (E-11784)	590.500	n	(P-11416) (E-11812)
572.430	r	(P-11406) (E-11784)	590.510	n	(P-11416) (E-11812)
572.440	r	(P-11406) (E-11784)	590.520	n	(P-11416) (E-11812)
572.450	r	(P-11406) (E-11784)	590.530	n	(P-11416) (E-11812)
572.460	r	(P-11406) (E-11784)	590.540	n	(P-11416) (E-11812)
572.470	r	(P-11406) (E-11784)	590.550	n	(P-11416) (E-11812)
572.480	r	(P-11406) (E-11784)	590.560	n	(P-11416) (E-11812)

ILLINOIS REGISTER

Volume 17, Issue #42 SECTIONS AFFECTED INDEX October 15, 1993

TITLE 89 (CONT'D)

590.570	n	(P-11416) (E-11812)	602.20	r	(P-11404) (E-11780)
590.580	n	(P-11416) (E-11812)	607.10	r	(P-11408) (E-11796)
590.590	n	(P-11416) (E-11812)	607.50	r	(P-11408) (E-11796)
590.600	n	(P-11416) (E-11812)	607.60	r	(P-11408) (E-11796)
590.610	n	(P-11416) (E-11812)	612.10	r	(P-11410) (E-11801)
590.620	n	(P-11416) (E-11812)	612.20	r	(P-11410) (E-11801)
590.630	n	(P-11416) (E-11812)	617.20	am	(P-11390) (E-11686)
590.640	n	(P-11416) (E-11812)	617.30	am	(P-11390) (E-11686)
590.650	n	(P-11416) (E-11812)	617.55	am	(P-11390) (E-11686)
590.660	n	(P-11416) (E-11812)	617.60	am	(P-11390) (E-11686)
590.670	n	(P-11416) (E-11812)	617.80	am	(P-11390) (E-11686)
590.680	n	(P-11416) (E-11812)	617.110	am	(P-11390) (E-11686)
590.700	n	(P-11416) (E-11812)	622.10	r	(P-11412) (E-11804)
590.710	n	(P-11416) (E-11812)	622.20	r	(P-11412) (E-11804)
590.720	n	(P-11416) (E-11812)	622.30	r	(P-11412) (E-11804)
590.730	n	(P-11416) (E-11812)	627.10	r	(P-11414) (E-11808)
590.740	n	(P-11416) (E-11812)	657.20	r	(P-11414) (E-11808)
590.750	n	(P-11416) (E-11812)	680.300	am	(P-943; A-7230)
592.10	r	(P-11422) (E-11864)	685.150	am	(P-18947/92; A-6256)
592.20	r	(P-11422) (E-11864)	690.100	am	(P-15065/92; A-3675)
592.30	r	(P-11422) (E-11864)	690.200	am	(P-15065/92; A-3675)
592.40	r	(P-11422) (E-11864)	690.300	am	(P-15065/92; A-3675)
592.45	r	(P-11422) (E-11864)	690.400	am	(P-15065/92; A-3675)
592.50	am	(P-1375; W-3687)	708.300	am	(P-9852; RC-17492)
592.55	r	(P-11422) (E-11864)	730.10	am	(E-10003)
592.60	r	(P-11422) (E-11864)	730.20	am	(P-11398) (E-11745)
592.65	r	(P-11422) (E-11864)	730.30	am	(P-11398) (E-11745)
592.70	r	(P-11422) (E-11864)	730.200	am	(P-11398) (E-11745)
592.75	r	(P-11422) (E-11864)	730.210	am	(P-11398) (E-11745)
592.80	am	(P-1375; W-3687)	730.220	am	(P-11398) (E-11745)
592.85	r	(P-11422) (E-11864)	730.230	am	(P-11398) (E-11745)
592.90	r	(P-11422) (E-11864)	730.250	am	(P-11398) (E-11745)
592.95	r	(P-11422) (E-11864)	730.400	am	(P-11398) (E-11745)
597.10	r	(P-11420) (E-11856)	730.410	am	(P-11398) (E-11745)
597.15	r	(P-11420) (E-11856)	730.420	am	(P-11398) (E-11745)
597.20	r	(P-11420) (E-11856)	730.430	am	(P-11398) (E-11745)
597.100	r	(P-11420) (E-11856)	730.440	am	(P-11398) (E-11745)
597.150	r	(P-11420) (E-11856)	730.460	am	(P-11398) (E-11745)
597.200	r	(P-11420) (E-11856)	730.600	am	(P-11398) (E-11745)
597.300	r	(P-11420) (E-11856)	730.650	am	(P-11398) (E-11745)
597.310	r	(P-11420) (E-11856)	730.700	r	(P-10397/92; A-425)
597.320	r	(P-11420) (E-11856)	827.10	am	(P-77; A-6260)
597.330	r	(P-11420) (E-11856)	827.30	am	(P-77; A-6260)
597.400	r	(P-11420) (E-11856)	827.40	am	(P-18759/92; A-6248)
597.410	r	(P-11420) (E-11856)	830.50	am	(E-6886)
602.10	r	(P-11404) (E-11780)	897.10	n	

TITLE 89 (CONT'D)		TITLE 92 (CONT'D)	
897.20	n	451.70	am
897.30	n	451.80	am
897.40	n	451.90	am
897.50	n	451.100	am
897.60	n	451.110	am
1177.10	am	451.120	am
1200.10	am	451.130	am
1200.20	am	451.140	am
1200.30	am	451.150	am
		451.160	am
		451.Ap.F	am
		451.II.C	n
1200.40	am	451.II.D	n
1200.50	am	453.10	n
		453.20	n
		453.30	n
		454.20	am
1200.60	am	454.30	am
1200.70	am	454.40	am
		454.60	am
		454.210	am
1200.80	am	454.250	am
1200.100	am	454.310	am
1200.110	am	454.410	am
1200.Ap.A	am	454.510	am
		456.40	am
		456.50	am
		456.60	am
		456.70	am
		456.80	am
		518.20	am
		518.750	am
		522.20	am
		522.30	am
		522.50	am
		522.80	am
		522.120	am
		522.130	r
		522.130	n
		522.150	am
		522.200	am
		522.210	am
		522.II.J	n
		600.10	n
		600.20	n
		600.30	n
		600.40	n
		600.50	n
		600.60	n
		600.70	n
		600.80	n
		600.90	n
		600.100	n
		600.110	n
		600.120	n
		600.130	n
		700.10	n
		700.20	n
		700.30	n
		700.40	n
		700.50	n
		700.60	n
		700.70	n
		700.80	n
		700.90	n
		700.100	n
		700.110	n
		704.10	n
		704.20	n
		704.30	n
		704.40	n
		704.50	n
		704.60	n
		704.70	n
		704.80	n
		704.90	n
		704.100	n
		704.110	n
		704.120	n
		704.130	n
		704.140	n
		704.150	n
		704.Ap.A	n
		1001.10	am
		1001.20	am
		1001.100	am
		1001.110	am
		1001.220	am
		1001.300	am
		1001.310	am
		1001.320	am
		1001.330	am
		1001.340	am
		1001.350	am
		1001.360	am

ILLINOIS REGISTER

Volume 17, Issue #42 SECTIONS AFFECTED INDEX October 15, 1993

TITLE 92 (CONT'D)

1001.400 am	(P-19761/92; A-6274)	1375.1040 r	(P-8635)
1001.410 am	(P-19761/92; A-6274)	1375.1050 r	(P-8635)
1001.420 am	(P-19761/92; A-6274)	1375.1060 r	(P-8635)
1001.430 am	(P-19761/92; A-6274)	1375.1070 r	(P-8635)
1001.440 am	(P-19761/92; A-6274)	1375.1080 r	(P-8635)
1001.450 am	(P-19761/92; A-6274)	1375.1090 r	(P-8635)
1001.460 am	(P-19761/92; A-6274)	1375.1100 r	(P-8635)
1001.470 am	(P-19761/92; A-6274)	1375.1110 r	(P-8635)
1001.485 am	(P-19761/92; A-6274)	1375.1120 r	(P-8635)
1001.500 n	(P-1758; A-8528)	1375.1130 r	(P-8635)
	(E-2047)	1375.1140 r	(P-8635)
1001.510 n	(P-1758; A-8528)	1375.1150 r	(P-8635)
	(E-2047)	1375.1160 r	(P-8635)
1001.520 n	(P-1758; A-8528)	1375.1170 r	(P-8635)
	(E-2047)	1375.2010 r	(P-8635)
1001.530 n	(P-1758; A-8528)	1375.2020 r	(P-8635)
	(E-2047)	1375.2030 r	(P-8635)
1001.540 n	(P-1758; A-8528)	1375.2040 r	(P-8635)
	(E-2047)	1375.2050 r	(P-8635)
1030.16 n	(P-956; A-8275) (E-1219)	1375.2060 r	(P-8635)
1030.17 n	(P-1752; A-8522)	1375.2070 r	(P-8635)
1030.18 n	(P-956; A-8275) (E-1219)	1375.2080 r	(P-8635)
1030.92 am	(P-13661)	1375.3010 r	(P-8635)
1030.97 n	(P-15803)	1375.3020 r	(P-8635)
1030.115 am	(P-17229/92; A-2025)	1375.3030 r	(P-8635)
1030.120 am	(P-12138/92; A-7065)	1375.4010 r	(P-8635)
1030.130 am	(P-2128; A-12782)	1375.5010 r	(P-8635)
1040.20 am	(P-1747; A-8512)	1375.6020 r	(P-8635)
1040.101 am	(P-285; A-90286)	1375.6030 r	(P-8635)
1040.102 n	(P-2863; A-8517)	1375.7010 r	(P-8635)
1070.100 am	(P-9167)	1375.7020 r	(P-8635)
1236.10 n	(P-1685)	1375.7030 r	(P-8635)
1360.40 am	(P-8635)	1375.7040 r	(P-8635)
1375.10 r	(P-8635)	1375.7050 r	(P-8635)
1375.15 r	(P-8635)	1375.7060 r	(P-8635)
1375.20 r	(P-8635)	1375.7070 r	(P-8635)
1375.30 r	(P-8635)	1375.7080 r	(P-8635)
1375.40 r	(P-8635)	1375.7090 r	(P-8635)
1375.50 r	(P-8635)	1375.7100 r	(P-8635)
1375.60 r	(P-8635)	1375.7110 r	(P-8635)
1375.70 r	(P-8635)	1375.7120 r	(P-8635)
1375.80 r	(P-8635)	1375.7130 r	(P-8635)
1375.85 r	(P-8635)	1375.7140 r	(P-8635)
1375.1000 r	(P-8635)	1375.7150 r	(P-8635)
1375.1010 r	(P-8635)	1375.7160 r	(P-8635)
1375.1020 r	(P-8635)	1375.7170 r	(P-8635)
1375.1030 r	(P-8635)	1375.7175 r	(P-8635)

SAI-83

ILLINOIS REGISTER

Volume 17, Issue #42 SECTIONS AFFECTED INDEX October 15, 1993

TITLE 92 (CONT'D)

1375.7180 r	(P-8635)	2520.212 n	(P-542; A-8539)
1375.7190 r	(P-8635)	2520.212 r	(P-566; A-8536)
1375.7200 r	(P-8635)	2520.213 n	(P-542; A-8539)
1375.7210 r	(P-8635)	2520.213 r	(P-566; A-8536)
1375.7220 r	(P-8635)	2520.214 n	(P-542; A-8539)
1375.7230 r	(P-8635)	2520.214 r	(P-566; A-8536)
1375.7240 r	(P-8635)	2520.215 n	(P-542; A-8539)
1375.7250 r	(P-8635)	2520.215 r	(P-566; A-8536)
1375.7260 r	(P-8635)	2520.216 n	(P-542; A-8539)
1375.8100 r	(P-8635)	2520.216 r	(P-566; A-8536)
1375.8110 r	(P-8635)	2520.217 n	(P-542; A-8539)
1375.8120 r	(P-8635)	2520.217 r	(P-566; A-8536)
1375.8130 r	(P-8635)	2520.218 n	(P-542; A-8539)
1375.8140 r	(P-8635)	2520.218 r	(P-566; A-8536)
1376.10 n	(P-8630)	2520.219 n	(P-542; A-8539)
1376.20 n	(P-8630)	2520.219 r	(P-566; A-8536)
1376.30 n	(P-8630)	2520.220 n	(P-542; A-8539)
1376.40 n	(P-8630)	2520.220 r	(P-566; A-8536)
2520.26 r	(P-566; A-8536)	2520.221 n	(P-542; A-8539)
2520.105 n	(P-542; A-8539)	2520.221 r	(P-566; A-8536)
2520.105 r	(P-566; A-8536)	2520.222 n	(P-542; A-8539)
2520.110 n	(P-542; A-8539)	2520.222 r	(P-566; A-8536)
2520.110 r	(P-566; A-8536)	2520.223 n	(P-542; A-8539)
2520.200 n	(P-542; A-8539)	2520.223 r	(P-566; A-8536)
2520.200 r	(P-566; A-8536)	2520.224 n	(P-542; A-8539)
2520.201 n	(P-542; A-8539)	2520.224 r	(P-566; A-8536)
2520.201 r	(P-566; A-8536)	2520.225 n	(P-542; A-8539)
2520.202 n	(P-542; A-8539)	2520.225 r	(P-566; A-8536)
2520.202 r	(P-566; A-8536)	2520.226 n	(P-542; A-8539)
2520.203 n	(P-542; A-8539)	2520.226 r	(P-566; A-8536)
2520.203 r	(P-566; A-8536)	2520.300 n	(P-542; A-8539)
2520.204 n	(P-542; A-8539)	2520.301 n	(P-566; A-8536)
2520.204 r	(P-566; A-8536)	2520.301 r	(P-542; A-8539)
2520.205 n	(P-542; A-8539)	2520.302 n	(P-566; A-8536)
2520.205 r	(P-566; A-8536)	2520.302 r	(P-542; A-8539)
2520.206 n	(P-542; A-8539)	2520.303 n	(P-566; A-8536)
2520.206 r	(P-566; A-8536)	2520.303 r	(P-542; A-8539)
2520.207 n	(P-542; A-8539)	2520.304 n	(P-566; A-8536)
2520.207 r	(P-566; A-8536)	2520.304 r	(P-542; A-8539)
2520.208 n	(P-542; A-8539)	2520.305 n	(P-566; A-8536)
2520.208 r	(P-566; A-8536)	2520.305 r	(P-542; A-8539)
2520.209 n	(P-542; A-8539)	2520.400 n	(P-566; A-8536)
2520.209 r	(P-566; A-8536)	2520.400 r	(P-542; A-8539)
2520.210 n	(P-542; A-8539)	2520.401 n	(P-566; A-8536)
2520.210 r	(P-566; A-8536)	2520.401 r	(P-542; A-8539)
2520.211 n	(P-542; A-8539)	2520.402 n	(P-566; A-8536)
2520.211 r	(P-566; A-8536)	2520.402 r	(P-542; A-8539)
		2520.403 n	(P-566; A-8536)

SAI-84

ILLINOIS REGISTER
 Volume 17, Issue #42 SECTIONS AFFECTED INDEX October 15, 1993

TITLE 92 (CONT'D)

2520.403	r	(P-566; A-8536)
2520.404	r	(P-566; A-8536)
2520.404	n	(P-542; A-8539)
2520.405	r	(P-566; A-8536)
2520.405	n	(P-542; A-8539)
2520.406	n	(P-542; A-8539)
2520.500	n	(P-542; A-8539)
2520.501	r	(P-566; A-8536)
2520.501	n	(P-542; A-8539)
2520.502	n	(P-542; A-8539)
2520.503	n	(P-542; A-8539)
2520.504	n	(P-542; A-8539)
2520.600	r	(P-566; A-8536)
2520.600	n	(P-542; A-8539)
2520.601	r	(P-566; A-8536)
2520.602	r	(P-566; A-8536)
2520.603	r	(P-566; A-8536)
2520.604	r	(P-566; A-8536)

